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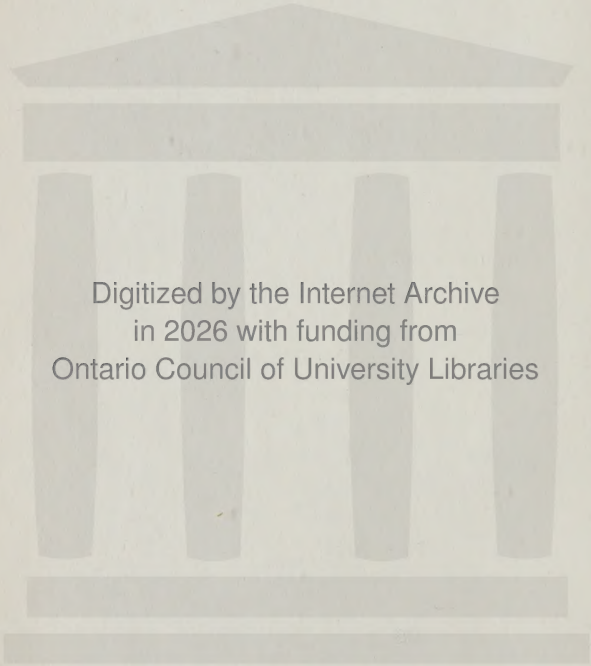

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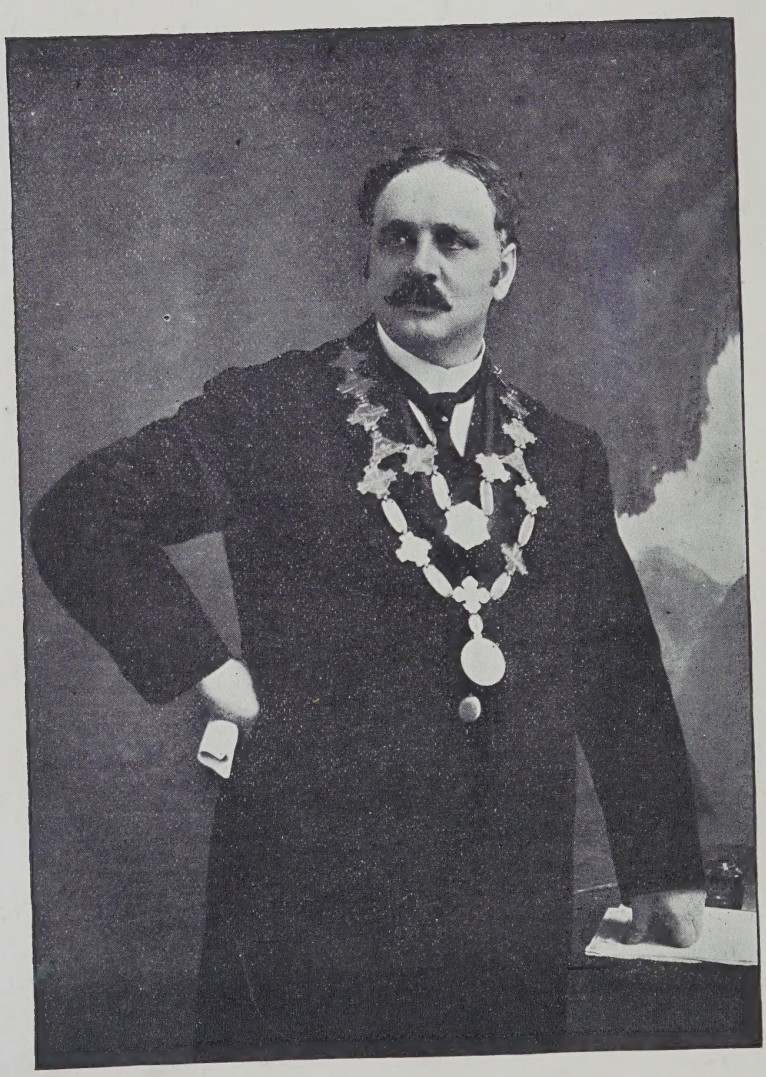

J. H. BELL, M.D., MAYOR.

MINUTES

OF THE

COUNCIL OF THE CORPORATION

OF THE

CITY OF KINGSTON, ONTARIO

FOR THE YEAR

1904

L. W. SHANNON, City Clerk

KINGSTON:
PRINTED AT THE BRITISH WHIG OFFICE
1905.

THE CITY OFFICIALS

CLERK'S OFFICE.

City Clerk.....Lewis W. Shannon
Appointed June 4th, 1900.

Assistant City Clerk (City Clerk, June 1st to 4th, 1900)...Sarah E. Flanagan
Appointed August 16th, 1897.

TREASURER'S OFFICE.

City Treasurer.....Francis C. Ireland
Appointed Assistant November, 1872, and City Treasurer April 7th, 1879.

Assistant City Treasurer.....Oscar V. Bartels
Appointed October, 1887.

Clerk.....W. A. Newlands
Appointed to Water Works Department January 1st, 1894.

Clerk.....E. Moore
Taken over with Light Department August 1st, 1904.

Clerk.....Frederick
Appointed June 1st, 1904.

ENGINEER'S OFFICE.

City Engineer.....Alex. K. Kirkpatrick
Appointed October 22nd, 1900; resigned September 12th, 1904.

City Engineer.....Hugo B. R. Craig
Appointed November 21st, 1904.

Clerk.....Richard J. McClelland
Appointed November 10th, 1902.

Foreman of Streets.....Thomas Timms
Appointed December 21st, 1903.

TAX DEPARTMENT.

Assessor and City Commissioner.....William S. Gordon
Appointed June 27th, 1881.

Collector of Taxes.....George Thompson
Appointed January 9th, 1888; resigned April 25th, 1904.

Collector of Taxes.....Oscar V. Bartels
Appointed May 10th, 1904.

Collector of Arrears of Taxes.....William King
Appointed May 10th, 1904.

OTHER OFFICIALS.

City Solicitor.....Donald M. McIntyre
Appointed December 2nd, 1895.

Medical Health Officer.....Samuel H. Fee, M.D.
Appointed March 23rd, 1885.

Sanitary Inspector.....William S. Gordon
Appointed March 23rd, 1885.

Clerk of the Markets and Harbor Master.... ....William McCammon
Appointed October 1st, 1890.
Superintendent of Water Works.... ....Thomas Hewitt
Appointed January 1st, 1888.
Superintendent of Light Works..... ....John M. Campbell
Appointed August 8th, 1904.
Superintendent of Parks.... ....William Phillips
Appointed March 5th, 1894.
Pound Keeper..... ....Samuel Conley
Appointed March 31st, 1902.
Messenger..... ....John Ballantyne
Appointed June 9th, 1902.

POLICE DEPARTMENT.

Commissioners: J. M. Farrell, Police Magistrate, Chairman; C. V. Price, County Judge; His Worship the Mayor; Clerk, W. M. Baillie.
Police Magistrate..... ....J. M. Farrell
Appointed October 18th, 1902.
Chief Constable.... ....W. M. Baillie
Appointed April 3rd, 1897.
Sergeants.... ....Robert W. Nesbitt, Alexander Snodden
Constables: James Megarry, James A. Craig. N. Timmerman, James Bateson, James J. Graham, Charles Diamond, Samuel J. Arniel, John Naylon, Arthur P. Page, Robert H. Hughes.

BOARD OF HEALTH.

John McIntyre, K.C., Chairman; His Worship the Mayor, R. Meek, J. R. Donaldson. J. D. Thompson, Captain John Gaskin, W. G. Simmons,
Secretary.... ....L. W. Shannon

FIRE DEPARTMENT.

Chief.... ....John Elmer
Appointed November 5th, 1900.
Assistant Chief.... ....John Sands
Appointed November 3rd, 1899.
Foreman..... ....Henry Stratford
Appointed April 20th, 1903.
Mechanical Engineer..... ....James McGillivray
Appointed November 21st, 1904.
Stoker and Lineman.... ....John Hall
Appointed 1880.
Firemen: John Lemmon, William Sands, Samuel Hall, Andrew McKee, Fred Reid, John Burns, William Cockade.

COURT OF REVISION.

Thomas Dawson, Sheriff, Chairman; J. S. R. McCann, James R. Laidlaw.

1904

MINUTES OF COUNCIL

COUNCIL CHAMBER,

Kingston, Jan. 11th, 1904.

The inaugural meeting of the Council of the Corporation of the City of Kingston, for the year 1904, was held in the Council Chamber, City Buildings, at eleven a. m. to-day.

The Clerk read his certificate of the result of the Municipal elections and Mr. J. M. Farrell, Police Magistrate, administered the declarations of qualification and office to the Mayor elect, John Henry Bell, M. D., who took his seat and in turn administered the declarations of qualification and office to the Aldermen elect as follows:—

SYDENHAM WARD.

Rodney Harrison Abbott, M.D., George Sears, Richard Henry Toye.

ONTARIO WARD.

John Joseph Behan, Robert Edwin Kent, Timothy John Rigney.

ST. LAWRENCE WARD.

John Carson, Samuel Henry McCammon, M.D., John McDonald Mowat.

CATARAQUI WARD.

James Mallen, John McLeod, William George Strainge.

FRONTENAC WARD.

Daniel Couper, Robert Newton Frederick McFarlane, William Wallace Sands, M.D.

RIDEAU WARD.

Franklin John Hoag, James Fletcher Knapp, Robert Meek.

VICTORIA WARD.

Henry Angrove, William Edward Bassam, Francis King.

The Clerk then called the roll and the Mayor addressed the Council as follows:—

MAYOR'S INAUGURAL.

To the Members of the Council of the City of Kingston:

Gentlemen:—First permit me to extend to the electors of the City of Kingston my hearty thanks for the kindness and generosity they have displayed towards me in electing me a second time to this time-honored office. I trust that we may all prove worthy of the trust that has been reposed in us and make this year a notable one in the history of our city. Some of the faces that have been familiar at the Council board in past years are missing to-day, but others have taken their places and from our knowledge of the capabilities of these gentlemen in other lines of business, we feel sure that their work will redound to the credit of themselves and of the citizens they represent.

The new year is likely to prove an important one. We anticipate that the long-looked-for Light, Heat and Power Company's plant will at last be taken over by the city, and consequently this will necessitate a great deal of work from the Committee on Fire and Light and from the Council as a whole. If this should take place, I would suggest that the various offices in the City Hall be reorganized with a view to decreasing expenditure, promoting greater efficiency of the departments and the placing of all the financial departments under one head. This idea may seem a little premature, but I mention it now so that if taken into consideration, the Finance Committele may make provision for the necessary changes in the reconstruction of the building. While speaking of changes in the City Hall, permit me to suggest that the City Property Committee be given an extra appropriation to finish the improvements already begun in the City Hall. The ceiling and rafters require attention, the walls frescoing and painting. I am convinced that the revenue which would be acquired from rental, etc., would more than pay the interest on the outlay.

As mentioned in my speech of last year, I think the roadways, walks and sewage system should be constructed on the "Local Improvement Plan." The residents of a street or section could then choose the style of improvement which they might wish to adopt. In this way at the same cost to the taxpayer, we should soon find our streets in better condition. In this way too each section of the city would pay for what it gets and no more. In this connection it might be advisable for the Board of Works to take into consideration the proper equipment of this department so that its work might be carried out more economically and to better advantage. I should also suggest that the Carting Contract be given out for a term of three to five years and that the contractor be requested to have suitable and uniform carts painted and labelled "City Cart." I think by this three year system we should get better terms and have more satisfaction generally. At present there is a by-law providing for the protection of boulevards by the ercetion of guards, all under the control of the City Engineer. I would advise that this by-law be amended so that the engineer should also have power to choose the variety of guard to be used in order to promote uniformity in this connection throughout the city.

The exits and entrances to all buildings such as schools, colleges, churches, halls, etc., and all buildings where public gatherings are held should receive the attention of the council and the proper authorities given power under by-law to see that safe means of exit exist in all such places.

WATER WORKS.

This department is now on a good financial basis and is a good asset to the city. Whether or not we estimate the water tax in the most advantageous and most equitable manner to each consumer, I shall leave the committee on water works to consider, but just here might be mentioned a few of the methods now employed by some of our leading cities:

Toronto estimates the cost to the consumer partly by the number of rooms in a house and partly by the number of inmates. Thus if a house with four rooms has one inmate a certain rate is made but for each additional inmate there is an extra charge. This leads to confusion and difficulty through the constant moving of tenants.

In Winnipeg they use they Universal Metre method, an expensive one which would cost us about $35,000 to inaugurate here and which would necessitate more help than the present system.

Hamilton, London and Montreal charge a rate based on the assessment of the property.

A method employed in many American cities is to charge a tap rate for each tap used in a house.

These various methods have their advantages and disadvantages and while I bring them before your notice, I have after careful study come to the conclusion that our present system based on assessment is the most equitable and at the same time is the cheapest and easiest method for the corporation to carry out; it also appears to be giving entire satisfaction. In this department it might be well for your Committee to consider the establishment of a Sinking Fund to provide for necessary outlay in order to increase the capacity of the plant; for should the consumption of water increase in the same ratio for the next three years, a new pump will be required and possibly a new storage tank. At present under a heavy consumption of water the tank will empty in about seven hours.

CITY PROPERTY.

I desire to call the attention of our committee on City Property to the great need of a public bathing house for our citizens and for the youth of the town. Aside from teaching the youth that cleanliness is next to godliness, and an essential to health, it would enable them to become adepts in the art of swimming. In a city situated as Kingston is this is almost a necessity.

FIRE AND LIGHT.

We have a good fire department, well equipped and under able management it has attained a state of efficiency equalled by few and surpassed by none. I would however like to bring to the attention of the Committee on Fire and Light for consideration the advisability of selling the fire engine Merryweather and with the proceeds purchase a light steam or gasoline engine which could be taken out with more facility than the large one. It might be well to also consider the centralization of the fire department to one hall. I am inclined to believe from experience on the Fire and Light Committee that greater efficiency and less expense without additional risk would be the result of this change.

And now in conclusion let me express the hope that we shall each merit and enjoy the confidence and good-will of his fellows. Let us try to work together in harmony during the year we have just entered upon for the progress and advancement of our beloved city. May equal justice be meted out to all citizens. In order to fulfill these hopes it will be necessary that each should aid the other, that we respect opinions differing from our own, speak and act fairly toward others and try in every way to avoid friction or ill feeling.

If we remain within the limits of reason and comply with all the rules which govern our deliberations, I feel confident that all will be well. It rests with you, gentlemen, to render my task of presiding a light and agreeable one. On my part I beg to assure you that I will always comply with the wish, clearly expressed, of the majority of the Council. Being imbued with these principles, our administration of the affairs of the city cannot fail to meet with the approval of all well thinking citizens, and Kingston shall reap the benefits.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that the Mayor's address be referred to the different committees for consideration.—Carried.

STANDING COMMITTEES.

Moved by Ald. Behan, seconded by Ald. Kent, (2) that the following committee be appointed to strike the standing committees for the year 1904: Ald. Behan, Kent, Mowat, McLeod and King.

Moved, in amendment, by Ald. McLeod, seconded by Ald. King, that the following be a committee to strike the standing committees for the year: Ald. King, McFarlane, Behan, Meek, McLeod.—Lost.

The motion of Ald. Behan was then put and carried.

The Council adjourned for ten minutes to allow the committee time to report.

Council resumed at 11.45 a.m.

Ald. Behan presented Report No. 1, from the committee appointed to select the Standing Committees, as follows:

FINANCE.

The Mayor, Chairman; Ald. Behan, Kent, McLeod, Meek, Mowat, Toye.

BOARD OF WORKS.

Ald. Knapp, Chairman; Bassam, Behan, Carson, Couper, Sears, Strainge.

WATER WORKS.

Ald. Meek, Chairman; Angrove, Abbott, Mowat, McFarlane, Sands Toye.

FIRE AND LIGHT.

Ald. Toye, Chairman; Abbott, Carson, McCammon, McLeod, Mowat, Sands.

CITY PROPERTY.

Ald. McFarlane, Chairman; Hoag, King, Mallen, Sands, Sears, Strainge.

PARKS.

Ald. Bassam, Chairman; Couper, Kent, Knapp, McCammon, Rigney.

PRINTING.

Ald. King, Chairman; Abbott, Angrove, Mallen, Rigney.

INDUSTRIES.

Ald. Carson, Chairman; Behan, McLeod.

HOUSE OF INDUSTRY.

The Mayor, Ald. Hoag, Knapp, McCammon.

(Signed) J. J. BEHAN,
R. E. KENT,
J. McDONALD MOWAT.

Moved by Ald. Behan, seconded by Ald. Kent, (3) that the report of the special committee be received and adopted.—Carried.

COMMUNICATIONS.

Communications summarized by the Clerk were read and referred as follows:—

FINANCE AND ACCOUNTS.

J. W. Edwards, County Clerk, asking payment of $100, the amount awarded to the County of Frontenac against the city by the Railway Committee of the Privy Council in the application for the construction of a subway at the outer Grand Trunk Railway station.

D. M. McIntyre, City Solictor, again calling attention to the necessity of passing a by-law respecting egress from public buildings.

J. Ross Robertson, Toronto, asking for a grant for the hospital for sick children at Toronto.

J. McKay, Jr., asking for remission of taxes on account of vacancy.

FIRE AND LIGHT.

Calvin Jackson, applying for the position of chimney sweep.

John Elmer, chief of the Fire Department, annual report.

CITY PROPERTY.

J. Taylor, Manager of the Bank of British North America, asking that the bank premises be re-painted.

FYLED.

L. W. Shannon, City Clerk, certifying that the vote of the Municipal electors on the by-law to provide that the aldermen shall be elected by a general vote of the municipal electors resulted as follows:—For the by-law, 705; against the by-law, 1638.

John Macdonald, Secretary of the Board of Education, notifying Council that the retiring High School trustees are S. W. Dyde and Edward Bennett.

W. H. Miller, applying for the position of Auditor.

BY-LAWS.

TO APPOINT AUDITORS.

Ald. Mowat introducted By-law No. 1, 1904, a by-law to appoint W. H. Miller and D. F. Armstrong Auditors for the Municipality of the City of Kingston for the year 1904.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. McLeod in the chair; and was signed and sealed.

COURT OF REVISION.

The Mayor announced that he had appointed J. S. R. McCann a member of the Court of Revision for the year 1904.

Ald. Kent introduced By-law No 2, 1904, a by-law to appoint James R. Laidlaw a member of the Court of Revision, and to confirm the appointment of J. S. R. McCann to be a member of the Court of Revision.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Behan in the chair; and was signed and sealed.

BOARD OF HEALTH.

Ald. Meek introduced By-Law No. 3, 1904, a by-law to appoint John McIntyre and James Duncan Thompson members of the local Board of Health for the City of Kingston.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. McFarlane in the chair; and was signed and sealed.

SCHOOL OF MINING AND AGRICULTURE.

Ald. Knapp introduced By-law No. 4, 1904, a by-law to appoint Ald. Kent and Meek representatives of the Municipality of the City of Kingston upon the Board of Governors of the School of Mining and Agriculture.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Mowat in the chair; and was signed and sealed.

BOARD OF EDUCATION.

Ald. Abbott introduced By-law No. 5, 1904, a by-law to appoint Dr. S. W. Dyde and Dr. A. W. Richardson trustees on the Board of Education for High School purposes to fill the annual vacancies caused by retirement.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. King in the chair; and was signed and sealed.

AUDITOR OF COUNTY ACCOUNTS.

Ald. Sands introduced By-law No. 6, 1904, a by-law to appoint W. H. Godwin an auditor to audit and approve accounts and demands preferred against the County of Frontenac a proportion of which is payable by the City of Kingston.

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Kent in the chair; and was signed and sealed.

MOTIONS.

Moved by Ald. Meek, seconded by Ald. Knapp, (4) that the Finance Committee report upon the advisability of having the city's books and vouchers audited as the year proceeds, and the accounts examined by one of the present permanent officials before they are passed by the Council.—Carried.

Moved by Ald. Meek, seconded by Ald. Abbott, (5) that in connection with the Street Railway case, the Solicitor be asked to report upon one other point, viz., the right legally of the Company to extend the Y. M. C. A. switch down Princess Street to the corner of Clergy Street, and that the record, when complete, be set in the same measure and printed with the minutes.—Carried.

Council adjourned at 12.45 p.m.

City Clerk.

COUNCIL CHAMBER.

Kingston, January 18th, 1904.

A regular meting of Council was held in the Council Chamber at eight p.m. to day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strange, and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that the minutes of December 21st and 28th, 1903, and January 11th, 1904, be adopted as printed.—Carried.

COMMUNICATIONS.

Communications summarized by the Clerk were read and referred as follows:

FINANCE AND ACCOUNTS.

Lieut.-Col. Frank Strange, representing the Lake Yacht Racing Association and Kingston Yacht Club, asking for a grant of $100 for the purpose of holding a large rendezvous regatta in Kingston during the coming summer.

Mrs. Eliza Munro, asking for a rebate of taxes for 1903, on account of old age and inability to pay.

A. C. McMahon, asking for remission of taxes for 1899, on a stock of boots and shoes.

Macdonnell & Farrell, asking that the taxes for 1900, on the Y.M.C.A. be written off.

Court of Revision, 1903, recommending a refund of $2.00 to A. C. McMahon.

CITY ENGINEER.

Kingston, Portsmouth & Cataraqui Electric Railway Company, asking for a decision on their application for permission to extend the Y.M.C.A. switch, not later than February 2nd.

CITY SOLICITOR AND ASSESSOR.

The City Clerk, asking that the assessed value of the Montreal Transportation Company's Elevator property, partially exempted from taxation under By-law No. 65, 1903, be fixed.

THE Y. M. C. A. SWITCH.

The City Clerk laid on the table the printed record of the application of the Kingston, Portsmouth & Cataraqui Electric Railway Company for permission to extend the Y.M.C.A. switch to Clergy Street, to which is added the request of the Company for a reply, as follows:

1. THE APPLICATION.

Kingston, Ont., October 25th, 1903.

The Mayor in Council, Corporation of Kingston, Ontario.

Dear Sir:—There having been frequent complaints of delays on the Y.M.C.A. switch the Company have decided, with the consent of the City, to extend the switch to Clergy Street and hope that the results will be as satisfactory to the public as the construction of the second switch on King Street.

Will you kindly bring this matter before Council and obtain the necessary leave. We are

Yours truly,

The Kingston, Portsmouth & Cataraqui Electric Railway Company.
per B. W. FOLGER.
Manager.

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2. PETITION OF R. J. CARSON, ET AL.

To the Mayor and Council of the Corporation of the City of Kingston:

The petition of the undersigned ratepayers humbly showeth:

1. THAT THE KINGSTON, PORTSMOUTH & CATARAQUI ELECTRIC RAILWAY COMPANY have petitioned your honorable body for consent to the extension of one of their switches or turnouts on Princess Street, from a point were it now ends above Barrie Street, down as far as Clergy Street.

2. THAT YOUR PETITIONERS are ratepayers owning or occupying property on that part of Princess Street above named.

3. THAT YOUR PETITIONERS are absolutely opposed to the petition of the said Railway Company, and do most vehemently protest against the proposed extension, for the following, among other reasons:

(a) A double track, of the same character as that now laid, would render it impossible for this section of the street to accommodate the traffic which necessarily passes over it, and would cause serious inconvenience, loss and damage to your petitioners. It would be impossible to drive a vehicle between or along rails of this character as is done on other rails in other cities, and it would be equally impossible to manage traffic in the narrow spaces which would be left between the rails and the side walks, more especially on account of the vehicles that are always necessarily drawn up at various points along this section of the street.

(b) A double track at this point would be particularly objectionable during the winter months when the narrow roadways between the tracks and the side walks would be rendered impassable by additional snow swept from between the rails.

(c) Until the whole system is double tracked the extension or building of switches or turnouts in any section of the road is manifestly unfair to those immediately affected. They are imposed upon and made to suffer for the alleged advantage of other parts of the Municipality.

(d) Your Honorable Body has no right to impose such burdens upon any section of the community.

(e) The reasons alleged by the Railway Company for the proposed extension are utterly inadequate, and should have no weight whatever in the face of the above objections.

4. THAT YOUR PETITIONERS feel assured that they would be legally entitled to redress from the Corporation of the City if the extension asked for is allowed, and that they would, if necessary, promptly seek such redress, but that the necessity for such action would be deplorable, AND THAT YOUR PETITIONERS THEREFORE PRAY THAT THE PETITION OF SAID RAILWAY COMPANY BE NOT GRANTED.

AND YOUR PETITIONERS, as in duty bound will ever pray.

DATED at Kingston, October 30th, 1903.

Robt. J. Carson.	Andrew Keyes.
Edw. T. Steacy.	D. Couper.
Anna M. Ward.	Geo. Hentig.
H. Lougher.	John Laird.
Catherine Brown.	Mrs. Alice Campion.
William Drury.	L. Abramson.
John Carson.	Peter M. Thompson.
H. Stratford.	Alfred E. Herod.
T. A. Carson.	Thos. J. Healey.
Elisa Grimason.	Wm. Marshall.
D. Gibson.	J. W. Clark.
J. Jenkin.	Matt. Bateson.
John Thompson.	Abe. Shear.
Hong Lee	James Robbs.
E. Beaupre.	

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3. REPORT OF SUB-COMMITTEE.

Kingston, December 3rd, 1903.

To the Board of Works:

Gentlemen:—The undersigned beg leave to report as follows upon the application of the Kingston, Portsmouth and Cataraqui Electric Railway Company for leave to lay a switch or double track from a point near Barrie Street easterly along Princess Street to Clergy Street. They submit herewith the opinions of the City Solicitor and City Engineer

respectively as to the powers of the City to grant the leave sought and as to the practicability of laying the switch or double track along Princess Street at the place proposed without injury to the rights of the property owners along the street.

The undersigned submit that it is now for the Board of Works and Council to determine upon the policy of granting the leave sought.

JNO. McLEOD,
Chairman of Board of Works.

D. M. McINTRYE,
City Solicitor.

A. K. KIRKPATRICK,
City Engineer.

4. REPORT OF CITY SOLICITIOR.

Memorandum of the City Solicitor relative to the application of the Street Railway to lay a switch or double track from a point at or near Barrie Street easterly along Princess Street to Clergy Street.

By its Act of Incorporation (39 Vic., Cap. 74) as amended by 56 Vic., Cap. 91, the Street Railway Company is empowered to lay a single or double track iron or steel railway upon and along the streets and highways of the City of Kingston, but the exercise of these powers is expressly declared to remain in abeyance until an agreement shall have been entered into between the City and Company, defining amongst other things the particular streets along which the same shall be laid. By the agreement entered into between the City and Company, and dated May 9th, 1893, it is provided amongst other things that "no more switches, sidetracks or turnouts than are necessary shall be laid and no more than one of either kind in 1000 feet without the leave of the City Engineer." I am advised by the City Engineer that under the terms of the contract the Company is not entitled to lay another switch at the point proposed without the leave of the City Engineer, hence this application for leave.

The granting of the leave asked involves the exercise by the City of certain powers vested in its Council. If such leave is now granted and the work done, the work so done is done in consequence of the exercise by the municipality of powers vested in it. Now the Municipal Act expressly provides that "every Council shall make to the owners or occupiers of or other persons interested in real property injuriously affected by the exercise of its powers, due compensation for any damages necessarily resulting from the exercise of such powers; and any claim for such compensation, if not mutually agreed upon, shall be determined by arbitration," under the Municipal Act. It is clear then that although the Council may legally grant leave to the Company to lay a switch or double track as prayed, the Council will be bound to make good any damage sustained by the owners of property along the street by reason of the laying of the switch or double track pursuant to such leave. The authorities, however, have clearly laid down that

no compensation can be claimed for injury resulting from the operation of the railway after being laid, such as vibration, interruption of access to property by reason of passing trains, etc., but compensation can be claimed only for injury resulting from the execution of the work—that is in this case the existence of the tracks as laid in the street.

It was decided by the House of Lords in the case, Caledonian Railway Coy. v Ogilvy 2 Macq. 229, that the mere fact of a railway crossing at a level the access, by a public road, to a land owner's house or estate, with its incidental liability to frequent stoppages by the passage of trains was not a subject for compensation under acts containing provisions somewhat similar to the above provision of the Municipal Act.

Again in a recent case decided in the Court of Appeal for Ontario, Johnston v London Street Railway Co. 2 O. L. R., 1003, the Court declares, "a track laid upon the highway in a proper manner and in accordance with the usual methods stipulated for by the municipality is not such an obstruction as to constitute a public nuisance."

There can be no question as to the power of the City or the City Engineer to grant the leave sought by the Company, but in view of the law as above set out the question whether or not such leave may be granted with entire safety to the City, depends upon whether or not the laying of the switch or double track will prejudicially affect the properties abutting upon Princess Street in its vicinity and this question in turn depends I think upon whether the switch or double track can as a matter of constructive engineering be so laid as not to interfere with the enjoyment of access from the street to the properties in the locality—regard being had to the character of the roadway, the width of the street, any change of grade necessitated by the work and similar considerations. Upon this branch of the matter the City Engineer must advise since it turns upon a question of fact rather than law, upon the question whether the proposed switch or sidetrack can be laid so as not to prejudicially affect the property of the adjoining owners in respect of access thereto from the street.

I should call attention to the fact that clause 17 of the agreement between the City and the Street Railway Company expressly provides that the Company shall be liable for all damages arising out of the construction, maintenance and operation of the railway and shall hold and keep harmless and indemnified the City from all actions, suits, costs, claims, damages and demands that may arise or be brought or recovered against the City in consequence of the concessions and privileges granted by the agreement or in consequence of the construction, maintenance or operation of the railway. The protection of this clause would be available to the City against any claims for compensation made in respect of the laying of the proposed switch or double track should the permission sought be granted by the City. I would advise as a measure of precaution if leave to lay the switch or double track is granted, that a special agreement be entered into by the Company with the City making it clear that this clause of indemnity shall apply to the proposed switch or double track and all claims for compensation in respect of it.

Kingston, December 2nd, 1903.

D. M. McINTRYE,
City Solicitor.

5. REPORT OF CITY ENGINEER.

Kingston, Ont., December 17th, 1903.

To the Board of Works:

Gentlemen:—With reference to the extension of the present switch at the Y.M.C.A. easterly to Clergy Street.

The question of whether this double track can be constructed with the present class of rails in macadam roadways, so as not to interfere with the enjoyment of access from the street to the properties in the locality.

The present width of street from curb to curb being 41 feet 4 inches and the change in grade necessary for double track will not exceed 3 inches above or below the present grade.

In my opinion the road can be constructed with the present class of rail in macadam at this point so as not to interfere with the enjoyment of access from the street to the properties in question.

The interference if any would be with the travel in line with the street rather than with access to the properties.

Other cities have this class of rail laid in macadam with turn outs and switches on streets of this width.

Yours respectfully,

A. K. KIRKPATRICK,
City Engineer.

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6. PROCEEDINGS IN COUNCIL.

Ald. McLeod presented Report No. 82, from the Board of Works, as follows:

Committee Room, Kingston, December 16th, 1903.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Board of Works beg leave to report and recommend as follows:—

1. On the communication of the Kingston, Portsmouth and Catatraqui Electric Railway Co., asking permission to extend the switch at the Y.M.C.A. easterly to Clergy Street, no action.

Respectfully submitted.

(Signed)

JOHN McLEOD, Chairman.	J. B. WALKEM.
GEO. SEARS.	FRANK J. HOAG.
R. N. F. McFARLANE.	FRANCIS KING.

Moved by Ald. McLeod, seconded by Ald. Bass, (4) that the report of the board of works be received and adopted.

Moved in amendment by Ald. Meek, seconded by Ald. Walkem, that clause 1 of the report be struck out and the following substituted:—

"That the record in the Street Railway case be printed, and that the report of the City Solicitor and City Engineer be supplemented by the following:—

"(1) The opinion of the City Solicitor (a) as to whether switches can be taken up and laid down from time to time without the permission of the Council, and (b) as to whether there is anything in the law or agreement between the City and Company which limits the switch to any particular kind or length."

"(2) The report of the Engineer as to the probable length of the proposed switch on Princess Street, between Clergy and Division, and the distance at the narrowest point between the track and curbing."—Carried.

The report as amended was then adopted.

7. LETTER OF CITY SOLICITOR.

Kingston, Ont., January 6th, 1904.

Dear Sir:—Upon the questions raised by Council relative to the interpretation of the main agreement between the City and the Street Railway Company, I beg leave to advise as follows:

I find from consultation with the City Engineer that the terms used in clause II, the relevant clause, are to be defined as follows:

Points are the movable portion of the track to guide the wheels of a car from one line of rails to another. Switch is a device for throwing the points.

Turnout is a curved track by which a car may leave the main track for another.

Sidetrack is the portion of track in siding parallel to the main track.

The whole structure combining points, switches, turnout and sidetrack is designated a siding.

For the purpose of these questions I assume that the term switch is used as synonymous with the whole siding.

"(a) As to whether switches can be taken up and laid down from time to time without the permission of the Council."

Clause II of the agreement declares that the switches to be used by the Company in the construction of the track and the position of switches, sidetracks and turnouts shall be subject to the approval of the City Engineer, but no more switches, sidetracks or turnouts than are necessary shall be laid and not more than one of either kind in 1000 feet without the leave of the City Engineer and any switches, sidetracks or turnouts not satisfactory to the City Engineer must be forthwith removed by the Company.

This clause clearly vests an authority not in the City Council, but in the City Engineer to determine on behalf of the City the character and position of any siding and its constituent parts both at the original

construction of the railway and at any time subsequently during the operation of the road. I am therefore of opinion that while the Company may perhaps on its own motion at any time take up a siding (the track at the place being left in a condition to meet the approval of the City Engineer) it cannot lay a siding at a new place without the approval of the City Engineer both as to its position and the character of its constituent parts.

"(b) As to whether there is anything in the law or agreement between the City and Company which limits the switch to any particular kind or length."

I am of opinion that clause II of the agreement which I have summarized above vests in the City Engineer an authority to determine the length of the sidings to be laid.

Generally I think the agreement as to this question of sidetracks may be interpreted thus: The Company is empowered to lay a single track railway; to operate it conveniently to the Company and advantageously to the City, sidetracks and turnouts are necessary and these may be laid out only where necessary and even though in the judgment of the Company necessary in a specific instance not without the leave of the City Engineer if the proposed sidetrack or turnout violates the 1000 feet provision of clause II: in all cases whether the right to lay a sidetrack or turnout is vested in the Company by the agreement or depends on the leave of the City Engineer, the kind of switch and position and length of the sidetrack or turnout must be approved by the City Engineer: switches, sidetracks and turnouts may be changed from time to time both as to character and position as the changing exigencies of the Company may require but always subject as above to the leave or approval or both of the City Engineer being obtained as the case may be: the powers of the Engineer under this clause must be exercised reasonably and so as to further not thwart the intention and purpose of the parties as evidenced in the agreement.

Yours truly,

L. W. SHANNON, ESQ., City Clerk. D. M. McINTYRE.

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8. LETTER OF CITY ENGINEER.

Kingston, Ont., January 13th, 1904.

To His Worship the Mayor and Council of the Corporation of the City of Kingston:

Gentlemen:—As per resolution of Council, December 21st, 1903, re proposed switch extension on Princess Street.

The present crossing is 237 feet from switch point to switch point with 88 feet of clearence for crossing cars.

If the proposed siding is extended to within a few feet of the north crossing over Clergy Street, the length of the siding would be about 809 feet between switch points and have a clearance for about 704 feet.

The narrowest point between track and curb would be about opposite 336 Princess Street (L. Abamson) and would be about 13 feet 2 inches.

Yours respectfully,

A. K. KIRKPATRICK,
City Engineer.

9. RESOLUTION OF COUNCIL.

Moved by Ald. Meek, seconded by Ald. Abbott (5) that, in connection with the Street Railway case, the City Solicitior be asked to report upon one other point, viz., the right legally of the Company to extend the Y.M.C.A. Switch down Princess Street to the corner of Clergy Street, and that the record, when complete, be set in the same measure and printed with the minutes.—Carried.

10. LETTER OF CITY SOLICITOR.

Kingston, Ont., January 13th, 1904.

Dear Sir:—Re Street Railway Agreement. Upon the enquiry of Council addressed to me as to "the right legally of the Company to extend the Y.M.C.A. switch down Princess Street to the corner of Clergy Street," I beg leave to advise as follows:

I am of opinion that the City Engineer has sole power under the agreement to determine the position of switches, sidetracks and turnouts, and I think that this power involves the power to determine their length. If a given switch, sidetrack or turnout is in the judgment of the City Engineer, of sufficient length to serve the purpose of the Railway Company as a switch, sidetrack or turnout under the agreement, I am of opinion that the power of the City Engineer as to the question of length is exhausted and that he has no power under the agreement to authorize its being lengthened. The power to authorize the lengthening of an existing switch, sidetrack or turnout (already sufficient for the purposes of the company as a switch, sidetrack or turnout) in my judgment resides solely in the City Council and if any authorization to that end is given by Council it should be the subject of an agreement and by-law.

To hold otherwise would be to concede to the City Engineer power without limit to authorize the indefinite lengthening of every switch, sidetrack and turnout on the line. Such an authority if exercised by the City Engineer and acted on by the Company would in the end result in the Company having a franchise for a double track railway instead of a single track railway, with the necessary sidetracks and turnouts as permitted by clause 1 of the agreement. I think that power to authorize a double track is vested in the City Council and the City Council alone. If then the switch, sidetrack or turnout on Princess Street at or near Barrie Street is in the judgment of the City Engineer, sufficient for the purposes of the Company as a switch, turnout or sidetrack only the Council can authorize its being lengthened eastwardly to Clergy Street.

Yours truly,

L. W. SHANNON,
City Clerk.

D. M. McINTRYE.

11. COMPANY'S REQUEST FOR AN ANSWER.

Kingston, Ont., January 18th, 1904.

His Worship the Mayor,
City of Kingston.

Dear Sir:—Several weeks ago we wrote you requesting leave to extend the switch at the Y.M.C.A, but until the present time your Council has arrived at no conclusion, although the matter has been considered in Council and Committee.

The matter is of pressing importance and we hereto request you to give us a definite answer by the 2nd of February.

We are
Yours truly,
B. W. FOLGER,
Manager.

Moved by Ald. Meek, seconded by Ald. Behan, (2) that the Engineer report at the next meeting whether, in his judgment, the switch at the Y.M.C.A. is of sufficient length to serve the purpose of the Street Railway Company as a switch, sidetrack or turnout under the agreement. —Carried.

PETITION.

Ald. Knapp presented the petition of William Baker and others for the re-naming of Albert Street.—Referred to the Board of Works.

REPORTS.

W. H. Godwin, appointed to audit and approve accounts and demands preferred against the County of Frontenac, a proportion of which is payable by the City of Kingston, reported (Report No. 2) as follows:

Kingston, Ont., January 18th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—Your auditor appointed to examine the accounts of the County of Frontenac, of which the City bears a part, begs to report as follows:

In examining the accounts of 1903, now in the City Treasurer's hands for adjustment, I find accounts:—1st, $395.90, 2nd, $695.69, 3rd, $345.90, for one class of work; of $215.74 for another class, besides several accounts for smaller sums, that have been done under the authority of the County Property Committee without tender. As to auditing on behalf of the City, the only basis I could have to start on would be the report of that committee.

It would simplify matters very much if the differrent classes of work were tendered for, and it only seems right that if the City must pay their proportion of these several accounts, they should be represented on the committee granting such contracts.

I have the honour to be, Gentlemen,

Your obedient servant,

(Signed) W. H. GODWIN.

Memo.—No. 1, $395.90; No. 2, $695.69; Lemmon, Claxton & Lawrenson; No. 3, $345.90, Simmons Bros.; $215.75, J. McGrath.

Moved by Ald. Meek, seconded by Ald. Knapp, (3) that the County Council in session next week, be respectfully urged to give effect to the following requests:

1. All work or supplies in connection with the Court Honse and Registry Office, for a proportion of the cost of which the City is liable, to be undertaken by tender and contract.

2. When the expenditure exceeds $50.00, the County Property Committee confer with the City Property Committee with reference to the same.

3. The City Auditor to be present when the County Property Committee is passing the accounts in which the municipalities are conjointly interested.—Carried.

FINANCE AND ACCOUNTS.

Ald. Behan presented report No. 3, from the Committee on Finance and Accounts, as follows:

Mayor's Office, Kingston, January 15th, 1904.

To the Mayor and Council of the City of Kingston.

Gentlemen :—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Labour Pay List ending December 30th, 1903	$ 118 92	
" " " January 13th, 1904	176 98	
Advances on broken stone	100 00	
		$ 395 90

Fire and Light.

Extra help at Hamer fire	$ 4 00	
Kingston Light, Heat & Power Co., electric light	5 30	
" " " " " gas	51 60	
" " " " " lighting streets	1,936 16	
		$1,997 06

City Property and Markets.

Kingston Light, Heat & Power Co., gas for City buildings	$ 223 75	
Imperial Laundry Co., washing	53	
		$ 224 28

Printing and Stationery.

News and Times, advertising	$ 72 25	
T. McAuley, stationery	91 37	
		$ 163 62

Police Department.

Bell Telephone Co., telephones	$ 25 00

Board of Health.

Dr. Fee, expenses to convention	$ 11 50

Election Expenses.

Nomination and polling	$ 407 00	
F. A. Bibby, horse hire	3 00	
		$ 410 00

Registry Office.

W. S. Grant, cleaning, 13 weeks	$ 13 00

Law Costs.

Macdonnell & Farrell, re Macpherson v. City	$ 605 30

Refunds of Taxes.

Amounts remitted by Court of Revision	$ 487 77

Contingencies.

Union of Canadian Municipalities, subscription	$ 18 00	
Victoria Industrial School, maintenance W. Shanessy	6 29	
St. John's " " " W. Purtell	26 00	
Coroner's Inquest, Thomas Cotrell	6 00	
		$ 56 29

Your committee beg to report that tenders for the City's account have been received from the Bank of British North America and the Bank of Montreal.

They recommend:—

1. That the tender of the Bank of British North America be accepted.

2. On the communication of George Thompson, asking for an extension of time for the return of the rolls for the year 1902, no action.

3. On the communication of J. Ross Robertson, asking for a grant for the Hospital for sick children, Toronto, no action.

4. On the communication of John McKay, Jr., asking for a remission of taxes on account of vacancy, that $4.09 be remitted, being one-third of the taxes except local improvement and school taxes, for the period of vacancy.

5. On the communication of J. W. Edwards, County Clerk, that $100.00 be paid to the County of Frontenac, being the costs taxed against the City on the application of the City for a re-hearing by the Railway Committee of the Privy Council of the application for the construction of a sub-way at the outer Grand Trunk Railway Station.

6. That the policies of insurance affecting City Property be renewed temporarily while a sub-committee is reporting upon the classification of the risks and the cost of carrying them so that the premiums falling due each year be one-third of the whole amount.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
J. J. BEHAN,
R. H. TOYE,
R. E. KENT,
R. MEEK,
JOHN McLEOD,
J. McDONALD MOWAT.

Moved by Ald. Behan, seconded by Ald. Mowat, (4) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented report No. 4. from the Committee on Water Works, as follows:

Kingston, January 18th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows: That it will be necessary to rebuild the Coal Shed on the City's Wharf. The present building is in a serious condition. It is proposed to replace it with a larger building, one 60 x 60 feet in order to provide additional storage. Some of the material in the old building may be utilized, but some new timber, about seventy-five pieces, should be ordered during the winter season.

It is therefore recommended that the Superintendent procure prices, and that the committee be authorized to purchase the timber on the most acceptable terms.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
R. H. TOYE,
R. N. F. McFARLANE,
H. ANGROVE,
R. H. ABBOTT.

Moved by Ald. Meek, seconded by Ald. McFarlane, (5) that the report of the Water Works Committee be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 5, from the Committe on Fire and Light, as follows:

Kingston, January 13th, 1903.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Fire and Light beg leave to report and recommend as follows:

The City Solictior received a cablegram to-day from Hon. Charles Russell, announcing that the appeal of the Kingston Light, Heat and Power Company would be heard at the sitting of the Judicial Committee of the Privy Council, which opens on February 2nd next.

On April 27th, 1903, this Council passed a resolution instructing the City Solicitior to take the necessary steps to defend the appeal before the Judicial Committee of the Privy Council, and, following these instructions, your committee authorized him to proceed to England at once and to engage Council if, after conferring with Hon. Charles Russell, he should deem it advisable to do so.

For necessary expenses in connection with these proceedings, your committee authorized the City Treasurer to provide the City Solicitor with a letter of credit for $2,000.00.

Your committee therefore recommend that the action of the committee be endorsed by Council.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
S. H. McCAMMON,
J. McDONALD MOWAT,
R. H. ABBOTT,
W. W. SANDS,
JOHN CARSON,
JOHN McLEOD.

Moved by Ald. Toye, seconded by Ald. Mowat, (6) that the report of the Fire and Light Committee be received and adopted.—Carried.

BY-LAWS.

TO BORROW $90,000.00.

Ald. Behan introduced By-law No. 7, 1904, a by-law to authorize the Head and Treasurer of the Corporation of the City of Kingston to borrow certain sums to meet the now current expenditure.

The By-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Kent in the chair; and was signed and sealed.

TO ADOPT THE ASSESSMENT.

Ald. Kent introduced by-Law No. 8, 1904, a by-law to adopt for the year 1904 the assessment of the Municipality of the City of Kingston made in the year 1903, under the prvovisions of section 58 of "The Assessment Act and of by-law No. 459 of this municipality, passed under the authority of said section.

The By-law received its first reading, and the 31st rule being suspended its second and third readings, the second being in committee of the whole, Ald. King in the chair; and was signed and sealed.

DOG POUND KEEPER.

Ald. Meek introduced By-law No. 9, 1904, a By-law to repeal By-Law No. 18, 1900, entitled "a By-law to apponit a dog pound keeper."

The By-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. McCammon in the chair; and was signed and sealed.

MOTIONS.

QUEEN'S PATHOLOGICAL LABORATORY.

Moved by Ald. Mowat, seconded by Ald. Sands, (7) whereas the Medical Faculty of Queen's University has made a proposal to the Provincial Board of Health whereby the pathological and bacteriological laboratories of the University, and the services of the experts in charge, will be freely available to physicians, Health Boards, and municipalities in Eastern Ontario, for the diagnosis of contagious diseases, and for bacteriological examinations of water. Resolved that the Council of the City of Kingston endorses the proposal as in the interest of public health, and commends it to the favorable consideration of the Government.—Carried

EXITS FROM PUBLIC BUILDINGS.

Moved by Ald. Meek, seconded by Ald. Hoag, (8) that the City Engineer, City Commissioner, and Chief of the Fire Brigade be directed to inspect, as soon as possible, all churches, schools, halls, theatres, and other places in the city where the people congregate, and report:

1. As to the number of persons they will hold or seat; 2. the size and location of entrances of and exits; 3. the ease or convenience with which the buildings can be emptied in case of fire; 4. the presence of outside platforms or fire escapes; and 5. the changes or additions which should be made in order that the buildings aforesaid may meet the reasonable demands of a civic ordinance.—Carried.

MEETINGS.

Moved by Ald. Meek, seconded by Ald. Couper, (9) that the regular meetings of the standing committees of this Council, except the Committee on Finance and Accounts, be held not later than the Wednesday preceding each regular meeting of Council, on such days and at such hours as the committees may determine; that each member be supplied with a printed copy of the list of standing committees with the dates of the regular meetings , and that notice of regular meetings of Council and of committees be sent to members by post.—Carried.

Council adjourned at 9.35 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, February 1st, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Bassam, Behan, Carson, Couper, Hoag, Kent, Knapp, Mallen, McCammon, McFarlane, McLeod, Meek, Mowat, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Mowat, seconded by Ald. Meek, (1) that the minutes of the meeting of January 18th, as printed, be received and adopted.—Carried.

The City Clerk drew attention to an omission from the minutes of January 11th, Ald. Carson's name being omitted from the Committee on Parks.

Moved by Ald. Mowat, seconded by Ald. McCammon, (2) that the minutes of the meeting of January 11th, 1904, be amended by adding Ald. Carson to the Committee on Parks from which his name had been, by accident, omitted.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

Lawrence C. Lockett, applying for a refund of $30.74, taxes for 1900, paid in error.

Union of Canadian Municipalities, asking for an increased grant.

Mrs. Mary J. Pipe, asking that the personal taxes on her late husband's stock for 1901 be remitted.

George L. Prentiss, asking that the sum of $500 paid on his option on the smelter property be refunded.

Macdonnell & Farrell, applying for the refund of $6.32 taxes for 1899 paid twice on the same day.

Sisters of Charity, House of Providence, asking that the taxes for 1901 on their property on Ordnance Street be struck off.

Josephine Smith, renewing her application for a grant of $100 towards the publication of "Cosmos."

BOARD OF WORKS.

Women's Frontenac Historical Society asking that Albert Street be called La Salle Avenue.

A. K. Kirkpatrick, City Engineer, reporting on the switch of the K. P. & C. E. R'y. Co. at the Y.M.C.A.

FIRE AND LIGHT.

H. Newman and Frank Burns, applying for the position of callman to the Fire Department.

INDUSTRIES.

D. P. Ordway, Toronto, asking assistance for the establishment of a manufacturing industry.

PETITION.

Ald. Bassam presented the petition of R. J. Hooper and others, to have the name of Albert Street changed to La Salle Avenue.—Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 6, from the Committee on Finance and Accounts, as follows:

MAYOR'S OFFICE,
KINGSTON, January 28th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Engineering News, subscription	$ 5 00	
Engineering Record, "	3 00	
Taylor & Hamilton, sundries	2 89	
F. Tracy, dressing tools	2 74	
Labor Pay List ending January 27th	443 18	
		$ 456 81

Water Works.

Canadian Casualty & Boiler Insurance Co., insurance	$ 60 00	
Kingston Light, Heat & Power Co., gas to December 31st, '03	47 70	
Queen City Oil Co., Capitol cylinder oil	18 40	
Labor Pay List ending December 31st, 1903	50 44	
" " " " January 13th, 1904	47 36	
" " " " January 27th, 1904	55 77	
		$ 279 41

Fire and Light.

J. H. Sutherland, boots and rubbers	$ 2 00	
Dalton & Strange, sundries	7 52	
S. Anglin & Co., lumber	98	
W. C. T. Jenkins, horse hire	1 00	
Taylor & Hamilton, repairs to furnace	3 85	
George Thompson, feed	15 39	
Lemmon, Claxton & Lawrenson, sundries	7 15	
		$ 37 89

City Property.

H. J. Wilkinson Estate, sundries	$ 3 37	
David Hall, gas mantles and chimney	1 55	
Robert Blakely, drawing refuse	12 80	
T. McMahon & Co., glazing	4 40	
J. Jenkin, repairs to shambles	1 00	
T. F. Harrison Co., upholstering, &c	16 50	
Lemmon, Claxton & Lawrenson, sundries	36 96	
		$ 76 58

Printing.

R. Uglow & Co., foolscap	$ 2 53	
Canadian Freeman, advertising	10 75	
		$ 13 28

Registry Office.

Kingston Light, Heat & Power Co., gas to December 31st, 1903		$ 2 90

Board of Health.

A. Abernethy, slippers	$ 40	
M. Corkey, groceries, smallpox patients	94	
		$ 1 34

Law Expenses.

A. McGill re Macpherson v. City, $2.30; re Sydenham Street, 30c		$ 2 60

Contingencies.

J. P. Hanley, pauper pass		$ 4 05

Salaries.

A. E. Smythe, collecting street watering taxes		$ 32 93

Police Department.

W. Jackson, embossed stationery		$ 9 00

1. Regarding the auditing of the City's accounts as the year proceeds, referred to this committee by resolution of Council on the 11th of January, your committee recommend :—(*a*) that the principle be adopted, and that a by-law be introduced at a subsequent meeting confirming the same ; (*b*) that all supplies for the City be tendered for, that a copy of the accepted tenders be filed with the City Treasurer, and that he check the accounts in detail before they are passed by the several committees and ordered to be paid.

2. On the recommendation of the Court of Revision, your committee recommend that the sum of $2.00 be refunded to A. C. McMahon for personal taxes paid in error.

3. On the communication of M. J. Maloney, Chicago, asking for his mother's dower interest in property conveyed to the City by his father for a street, your committee beg to report that the only deed given by the late John J. Maloney to the City of Kingston, was a deed dated December 1st, 1885, for lands in the locality of Magdalen and Rideau Streets, for the consideration of $1,250, and that in that deed, Mrs. Maloney joined to bar her dower, and did bar her dower. Your committee, therefore, recommend no action.

4. On the communication of Macdonnell & Farrell, your committee recommend that the taxes for 1900 on the Y.M.C.A. be written off.

5. On the communication of A. C. McMahon, asking for a refund of taxes paid for 1900 on a stock of boots and shoes, your committee recommend no action.

6. Your committee beg to report that they have examined the bonds of the City Treasurer, as required by Section 288 of the Municipal Act, and find them satisfactory.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. MEEK.
J. McDONALD MOWAT.
R. E. KENT.
R. H. TOYE.
JOHN McLEOD.
J. J. BEHAN.

Moved by Ald. Meek, seconded by Ald. Toye, (3) that the report of the Finance Committee be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented Report No. 7, from the Board of Works, as follows :

COMMITTEE ROOM,
KINGSTON, January 28th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Board of Works beg leave to report and recommend as follows :—

1. On the petition of W. Baker and others to rename Albert Street, that the name be changed to Lorne Avenue.

2. On the communication of T. H. Hendry, applying for the position of Foreman of Streets, no action.

3. That tenders be asked for the repairing of the plank walks for the year.

4. That all supplies required over $20.00 in value be tendered for.

Respectfully submitted.

(Signed) J. F. KNAPP, Chairman.
W. E. BASSAM.
GEO. SEARS,
(objecting to clauses 1 and 3.)
WILLIAM G. STRAINGE.
D. COUPER.
JOHN CARSON.

Moved by Ald. Knapp, seconded by Ald. Carson, (4) that the report of the Board of Works be received and adopted.

The report was considered clause by clause.

Moved by Ald. Sears, seconded by Ald. Mallen, (5) that the name of Albert Street be changed to Mowat Avenue.

Moved in amendment by Ald. Behan, seconded by Ald. Mowat, that clause 1 of the report be referred back to the committee for reconsideration, and in connection therewith that the committee consider the petition presented to Council to-night.—Carried.

Moved by Ald. Behan, seconded by Ald. Mowat, (6) that clause 3 of the report be referred back to the Board of Works for reconsideration.—Carried.

The report as amended was then adopted.

FIRE AND LIGHT.

Ald. Toye presented Report No. 8, from the Committee on Fire and Light as follows :

COMMITTEE ROOM,
KINGSTON, January 22nd, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen:—The Committee on Fire and Light beg leave to report and recommend as follows :—

1. That Mr. Miller, Mechanical Engineer of the Fire Department, be granted three months leave of absence from February 1st, under full pay.

2. That the sum of $150.00 be placed at the disposal of the Chairman for purchasing supplies.

3. That tenders be asked immediately for all supplies for this Department that can be covered by tender, and that no supplies of any kind be ordered in the future unless by direction of this Committee or the Chairman.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman.
JOHN McLEOD.
J. McDONALD MOWAT.
J. CARSON.
R. H. ABBOTT.
S. H. McCAMMON.

Moved by Ald. Toye, seconded by Ald. McLeod, (7) that the report of the Committee on Fire and Light be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 9, from the Committee on City Property and Markets, as follows :

COMMITTEE ROOM,
KINGSTON, January 25th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on City Property and Markets beg leave to report and recommend as follows :—

1. That the Kingston Ice Racing Association be granted the use of the Fair Grounds on February 3rd, 4th & 5th, at the tariff rates, namely, 10 per cent. of the gross gate receipts; but subject to the provision that the Association may set off against such percentage the cost of preparing the grounds which shall, in any event, be paid and borne by the Association.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman.
GEO. SEARS.
WILLIAM STRAINGE.
FRANK J. HOAG.
JAS. MALLEN.

Moved by Ald. McFarlane, seconded by Ald. Hoag, (8) that the report of the Committee on City Property be received and adopted.—Carried.

MOTIONS.

COLLECTOR'S ROLLS.

Moved by Ald. Carson, seconded by Ald. Couper, (9) that the City Treasurer be instructed to report to this Council at its next meeting whether the Collector's rolls for the years 1900, 1901 and 1902 have been returned to him, as required by resolution of November 23rd, 1903 ; that he be further instructed to report to this Council at its first meeting in March in each year, whether the Collector's rolls for the preceding year have been returned as required by By-law No. 59, 1903.—Carried.

K. P. & C. E. RAILWAY CO.

Moved by Ald. Couper, seconded by Ald. Hoag, (10) that the Kingston, Portsmouth and Cataraqui Electric Railway Co. be granted no further concessions by the City Council unless a new agreement be entered into by the said Railway Company and the City Council.

Moved in amendment by Ald. McLeod, seconded by Ald. Mallen, that the request of the Kingston, Portsmouth & Cataraqui Street Railway Company, dated October 25th, 1903, be granted.

Moved in amendment to the amendment by Ald. Bassam, seconded by Ald. Strainge, that an agreement be entered into between the Kingston, Portsmouth & Cataraqui Electric Railway Company and the Corporation of the City of Kingston for the double tracking and paving of that portion of Princess Street, between University Avenue and Bagot Street, similar to the agreement now in force for that portion of Princess Street between Bagot and King Streets, bearing date of November 10th, 1897, except that a specified number of feet must be double tracked each year until completion, and that the extension of the present switch asked for be granted, provided that this agreement is entered into and the extension becomes part and parcel of the new agreement. —Lost.

Moved in amendment to the amendment, by Ald. Meek, seconded by Ald. Kent, that the Y.M.C.A. switch question be held in abeyance pending a consideration by a special committee as to the double-tracking and paving of Princess Street and the terms and conditions upon which the work may be carried out and completed ; the special committee to be : Ald. Behan, Toye, Mowat, McFarlane, McLeod, Carson and the mover.—Withdrawn.

The amendment of Ald. McLeod and the motion of Ald. Couper being put, were both lost.

Moved by Ald. McLeod, seconded by Ald. Sears, (11) that the following be a committee to confer with the Street Railway Company and property owners interested with a view to having Princess Street paved and double tracked :—The Mayor, Ald. Behan, Meek, Carson and the mover.—Lost.

Council adjourned at 10.40 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, February 15th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Angrove, Bassam, Behan, Carson. Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald Behan, seconded by Ald. McLeod, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

Thomas O'Brien, asking for remission of taxes for 1901, 1902, and 1903 on account of poverty and old age.

Local Board of Health, asking Council to define, for the guidance of the Board, the agreement of the City with the School of Mines regarding the bacteriological examinations of milk and water.

F. C. Ireland, City Treasurer, reporting that the Rolls for 1900, 1901 and 1902 have not been returned by the Tax Collector.

F. King, Secretary of the Citizens' Committee, asking Council to pass a by-law before the 1st of March, reducing the number of liquor licenses.

A deputation composed of H. A. Calvin, M.P., G. Y. Chown, Dean Smith, Prof. Dyde, O. Chown, G. M. Macdonnell, G. E. Hague and Principal Ellis appeared, and, on their behalf, Messrs. Calvin and G. Y. Chown addressed Council in support of the request for a reduction of the number of liquor licenses.

J. O. Lingenfelter, asking Council to subscribe for the usual supply of City directories for 1904 for the City offices.

BOARD OF WORKS.

R. W. Smith, offering to contract with the City for three years' supply of crushed stone.

FIRE AND LIGHT.

John McIntyre, K.C., notifying Council that the appeal of the Kingston Light, Heat & Power Company against the award of the arbitrators has been dismissed by the judicial committee of the Privy Council of England.

H. A. Graham, asking to be appointed a call man to the Fire Department.

CITY PROPERTY AND MARKETS.

The Trades and Labor Council, asking permission to rent the Fair grounds on Labor Day, 1904.

S. Conley, asking for an increase of salary as caretaker of the Fair grounds.

POLICE COMMISSIONERS.

Miss Machar, enclosing a resolution passed by the Local Council of Women in reference to sensational posters.

FYLED.

The Kingston, Portsmouth & Cataraqui Electric Railway Company, offering to confer with a special committee of the Council in reference to the difficulty with the City.

Moved by Ald. King, seconded by Ald. McLeod, (2) that the following be a committee to confer with the Street Railway Company upon their communication : Ald. McLeod, McFarlane, Meek, Sears, Carson, Behan, King.

Moved in amendment, by Ald. Behan, seconded by Ald. Mowat,

That whereas the Kingston, Portsmouth & Cataraqui Electric Railway Company have, by notice published in the newspapers of Kingston on the 2nd and following days of February, 1904, notified the citizens of Kingston that they intended to discontinue the running of their cars on and after the 8th of February, 1904, and whereas on the 3rd day of February, 1904, the said Company actually discontinued the running of their cars, and whereas the said Company have further signified their intention not to run their cars during the winter months as it does not pay them to do so, and whereas the ceasing of the running of the said cars is a distinct violation of the agreement of the Company with the Corporation of Kingston, and whereas an action in 1897 was commenced against the said Company for a violation of their agreement in discontinuing the running of their said cars over a small portion of the road, but which action was dismissed by the Court on the ground that the Court could not decree specific performance of the said agreement; and whereas, in other respects, the working out of the said agreement has been found to be most unsatisfactory to the Corporation ;

Therefore, be it resolved : that the Ontario Legislature be requested to amend the Act re The Kingston, Portsmouth & Cataraqui Electric Railway Company, 56 Vic. (O,) Chap. 91 :

1. By adding to Section 16 of the Schedule to the said Act a clause providing that the Company shall forfeit and pay to the City Corporation a penalty of $100.00 for each legal day on which their cars are not run according to sub-section (c) of the said section ;

2. By striking out sub-section (b) of said section 16 which permits the said Company to substitute sleighs for cars during the winter months ;

3. By providing that the Corporation may, at any time, on giving six month's notice, acquire the plant, stock, fixtures and property of the said Company, the price, in the event of disagreement, to be fixed by arbitration.

And that a committee consisting of Aldermen Behan, Mowat and Knapp be appointed to wait on the Legislature with reference to the said amendments.—Carried.

Ald. Abbott here entered, the Mayor retired and Ald. McLeod took the chair.

The amendment was carried on the following division :—

Yeas :—Ald. Abbott, Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge, Toye.—12.

Nays :—Ald. Angrove, Hoag, King, McCammon, McFarlane, McLeod, Rigney, Sears.—8.

Moved by Ald. Meek, seconded by Ald. Kent, in amendment, that the motion of Ald. King, referring the railway matter to a special committee, be laid over for further consideration.

The Mayor here returned and took the chair.

Moved, in amendment to the amendment, by Ald. Rigney, seconded by Ald. King, that a committee composed of the members named in the motion of Ald. King, wait upon the Street Railway Company and request that the charter and agreement now in force between the City and the Company be so altered as to incorporate the amendments contained in the amendment of Ald. Behan, and that, in default of acceptance by the Company, an appeal be made to the Legislature to amend the said charter and agreement as set out in said amendment.

The Mayor ruled the amendments out of order,

Ald. King appealed from the Mayor's ruling which was sustained, on the following division :—

Yeas :—Ald. Abbott, Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat. Sands, Strainge, Toye.—12.

Nays :—Ald. Angrove, Hoag, King, McCammon, McFarlane, McLeod, Rigney, Sears.—8.

PETITIONS.

Ald. Meek presented the petition of George Richardson and others, Ald. Bassam the petition of James Boyd and others, and Ald. McLeod the petition of D. Reeves and others, in reference to the Street Railway ; and Ald. Knapp the petition of James McIlquham and others for the construction of a local improvement drain on Albert Street. Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

MAYOR'S OFFICE,
KINGSTON, February 12th, 1904.

Ald. Behan presented Report No. 10, from the Committee on Finance and Accounts, as follows:

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts :

Board of Works.

Labor Pay List ending February 13th	$558 93

Water Works.

Queen City Oil Co., cup grease	$ 4 00
G. A. Wright, repairs	49 71
Labor Pay List ending February 8th	39 06
	$92 77

Fire and Light.

James Rogers, oats	$28 00

Parks.

Joseph Jamieson, repairs	1 00

Printing and Stationery.

R. Uglow, sundries	35

Board of Health.

H. B. Taylor, antitoxin	9 00

Contingencies.

Registry Office, search re old reservoir	45
H. Wade, postage stamps	5 00
C. P. R. Telegraph Co., cablegram	1 75
J. P. Hanley, pauper passes	8 60
	$15 80

On the communication of Macdonnell & Farrell, asking for a refund of $6.32 paid twice in 1899 for taxes on the same property, your Committee recommend that that amount be refunded.

On the communication of the Sisters of Charity, House of Providence, asking that the taxes for 1901 on property owned by them be struck off the roll, your Committee recommend that the taxes, except Local Improvement taxes, be written off, the City Solicitor having reported in 1900 (Report No. 71 A) that the property was legally exempt.

On the communication of Josephine Smith, asking for $100 to assist in the publication of "Cosmos," your Committee recommend no action.

Your Committee submit herewith the report of a sub-committee on the question of the City's insurance and recommend its adoption.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
J. J. BEHAN.
R. E. KENT.
R. H. TOYE.
J. McDONALD MOWAT.
JOHN McLEOD.
R. MEEK.

REPORT ON INSURANCE.

Your Sub-Committee, to whom was referred the fire insurance question, beg to report :

The insurance carried by the city, and by committees and bodies having the use or control of city property, amounts to $91,750, as follows :

	Rate.	*Amount.*	*Premium.*
City Hall,	Annual	$42,000 00	$436 13
Fair Building,	"	11,500 00	201 25
Weigh House,	"	600 00	8 70
Water Works,	"	5,650 00	57 10
" "	Triennial	3,000 00	60 00
Fire Station,	"	7,000 00	52 50
Court House,	"	15,000 00	112 50
House of Industry,	"	7,000 00	67 40
		$91,750 00	$ 974,58

Deducting the premiums paid by the Directors of the House of Industry and Water Works' Committee out of their revenues, the annual payment at present by the city, for insurance, is $701.08.

With matters as they stand there can be no material change in the case. But your committee propose that radical measures be adopted to the end that the city may eventually have a better protection from fire at a minimum of cost.

The city buildings are at present without a plentiful supply of water. The largest stream available is that used for lavatory purposes. The water main on Ontario Street can be extended from Clarence Street to the entrance of the City Hall. Thence a 6 in. pipe can be carried into the centre of the building, and a 4 in. pipe run upwards so as to pass through each flat. On the first floor four connections can be made, and to these four lengths of hose ($2\frac{1}{2}$ in.) coupled and so arranged as to be available for service at a moment's notice. This fire service will cover the entire structure, from end to end, and be at the disposal of any department or office, and the dome. The water pressure will be the best in the city, being at the lowest point, and through pipes which admit of the freest current. The cost of this improvement—of pipes, connections, couplings and hose—the very best, will be $950

and the building will be protected as it has never been and cannot be without it. In addition No. 1 Fire Department is also contiguous.

With this change the city may be warranted in carrying its own insurance, but your Sub-Committee do not urge this, but simply a reduction of the amount to $20,000.

On the Pump House the Water Committee does not desire any insurance. It may, however, be well to carry some on the coal shed and plumber's shop, and to the extent of $2,000.

The fire stations, with proper connections and hose, need not be insured. Indeed the wonder is that large sums of money have been paid in insurance on buildings which have been occupied by men whose business it is to fight fire, and who are on duty, day and night, and ready for action. The apparatus, singular to say, has not been insured, and it represents by far the larger value.

The buildings at the Fair grounds have been insured for $11,500. Your Sub-Committee do not see any sense in insuring some of the buildings, and recommend a reduction in the amount to $5,400.

The House of Industry should, perhaps, carry all the insurance that is now upon it, $7,000.

Summed up your Sub-Committee recommend:

1. That $50,000 be the total amount of insurance carried by the city.

2. That if the suggestions in regard to the water system be approved the City Property Committee be authorized to have the service put in as soon as possible.

3. That all the insurance on city property, enumerated elsewhere, be cancelled.

4. That the total sum be divided into ten lots of $5,000 each, and arranged according to classification and rating.

5. That tenders be invited from persons in the insurance business for offers, the list to give the names of the agents, and companies they represent, the rating they will charge, and their financial standing.

6. That policies falling due in the meantime be renewed with the understanding that they be cancelled later and that the city be given the usual rebates.

7. That the insurance on the city's buildings be as follows:

City Hall	$20,000
Fair Buildings	5,400
Weigh House	600
House of Industry	7,000
Water Works	2,000
Court House	15,000

The rating on the City Hall may be less, with the new fire protection, but presuming that it will be 1 per cent. per annum, the saving will be considerable. Omitting our Water Works item the annual saving will be about $350. This in three years will yield a sum sufficient to pay for the improvement.

The only question that remains is one of finance. How is the $950 to, be provided? We suggest that the money be borrowed, that the city appropriate each year the amount as now for insurance, and that the excess over

the sum paid for insurance be carried to the fire protection account and applied until it is fully paid. The amount now set aside for insurance will thereafter be at the disposal of the city for other and necessary work.

All of which is respectfully submitted.

(Signed) R. MEEK,
J. J. BEHAN.

Moved by Ald. Behan, seconded by Ald. Meek, (3) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

WATER WORKS.

COMMITTEE ROOM,
KINGSTON, February 8th, 1904.

Ald. Meek presented Report No. 11, from the Committee on Water Works, as follows:

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Water Works Committee beg leave to report:

1. A rate has been struck for the water service at Queen's College. For last year's supply in connection with the Engineering building a charge of $75, net, has been made, and for the current year the rate will be 5c. per 100 cubic feet, net. For the Arts building the rate will be $40 per annum, net, and for the Geological building $50 per annum, net, less a reduction of $20 for 1904. The water for the Stamp mill (which is variable in quantity) will be charged for according to meter registration, 5c. per 100 cubic feet, net water for lawns or grass plots to be charged according to such an arrangement as may be reached between the college and the water department later on. The terms herewith submitted in connection with the college are special, because the college is not operated for financial results, and because the relations between it and the City are mutually helpful.

2. Three tenders were received for the timber which will be required in the reconstruction of the coal shed. That of James Campbell, Sharbot Lake, was accepted. The cost will be $108.00

3. The pump house being virtually fire-proof, the consent of the Committee is given to such a readjustment of the insurance upon it and the adjoining premises as the Finance Committee may recommend.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman.
R. H. TOYE.
W. W. SANDS.
H. ANGROVE.
J. McDONALD MOWAT.
R. N. F. McFARLANE.
R. H. ABBOTT.

Moved by Ald. Meek, seconded by Ald Angrove, (4) that the report of the Water Works Committee be received and adopted.—Carried.

THE ARBITRATION.

Mr. John McIntyre, K.C., Acting City Solicitor, asked as to the next step in the taking over of the Light. Heat & Power Company's plant, read the following:

STATEMENT OF FACTS AS TO ARBITRATION.

By agreement entered into between the Corporation and the Company dated 14th July, 1896, the Corporation acquired an option to purchase the works, plant, &c. of the Company at the expiration of the 5 years term provided by said agreement on giving the Company one year's notice that the Corporation would exercise such option.

By by-law No. 43, (1900), the Corporation expressed its intention to exercise said option to purchase.

On 27th December, 1900, notice of said intention to purchase was served on the said Company.

The five years' term expired on 1st January, 1902.

The award of the arbitrators was made 15th November, 1901, fixing the amount to be paid by the City at $170,373.

Mr. Justice Lount confirmed that award on 14th March, 1902.

The Court of Appeal further confirmed that award on 26th January, 1903.

The Judicial Committee of the Privy Council further confirmed that award on 10th February, 1904.

By the 13th clause of the said agreement it is provided that the Corporation shall "forthwith" after the making of the award cause to be submitted to the qualified electors of the City, a by-law to authorize the Council to issue the debentures to purchase and acquire the said works, plant, &c.

It is very desirable to have this by-law submitted a sufficient time before 1st April, 1904, so as to make the necessary financial arrangements after its passing, and so that the money provided by the award, $170,373.00 be tendered to the Company and so that the City may save the quarterly payment which would be payable to the Company for the quarter commencing 1st April, 1904.

If the by-law is not passed before 1st April, 1904, and the financial arrangemets completed then the City will have to pay another quarter's instalment to the Company after the current quarter's instalment.

I may add that in case the by-law is not submitted or if it does not carry, the City will have to pay all the costs of the Company and will lose forever under the agreement the right to purchase the works, &c.

Moved by Ald. Behan, seconded by Ald. Mowat, (5) that the Committee on Fire and Light have power to engage legal assistance for the City Solicitor for dealing with and conducting to a final issue the arbitration between the City and the Light, Heat & Power Company and the taking over of the plant.—Carried.

MOTIONS.

TO NOTIFY THE STREET RAILWAY COMPANY.

Moved by Ald. Hoag, seconded by Ald. McFarlane, (6) that this Council instruct the City Solicitor to notify the Street Railway Company that they are not carrying out their agreement to the satisfaction of this Council, and that they be ordered to immediately put their system into operation without any further delay.—Carried.

EXTENSION OF THE RIDEAU CANAL.

Moved by Ald. Mowat, seconded by Ald. Meek, (7) whereas an application is before the Department of Railways and Canals asking for the extension of the Rideau Canal to Desert Lake, in the County of Frontenac,

And whereas in the district to be tapped by the proposed extension are vast stores of mineral wealth which at present lie useless owing to the excessive cost of transportation,

And whereas the building of this canal will bring these minerals to market,

And whereas the development of the mineral resources of this County is of the greatest importance to the City of Kingston,

Therefore, be it resolved that this Council request Hon. Wm. Harty, M.P., to urge upon the Dominion Government the advisability of making the said Canal extension at an early date.—Carried.

THE NAMING OF ALBERT STREET.

Moved by Ald. Bassam, seconded by Ald. Carson, (8) that Albert Street be changed to Strathcona Avenue and that a by-law to that effect be prepared and submitted.

Moved in amendment by Ald. Abbott, seconded by Ald. Kent, that the name of Albert Street be changed to Windsor Avenue and that a by-law to that effect be prepared and submitted.—Lost.

The original motion being put was lost on the following division :—

Yeas :—Mayor Bell, Ald. Angrove, Bassam, Carson, Hoag, Kent, McFarlane, Meek, Sands and Strainge.—10.

Nays :—Ald. Abbott, Behan, Couper, King, Knapp, McCammon, McLeod, Mowat, Rigney, Sears and Toye.—11.

TO PRINT THE BY-LAW.

Moved by Ald. Meek, seconded by Ald. Knapp, (9) that the by-law concerning the purchase of the electric lighting plant be printed as soon as possible and circulated among the members of the Council for their information.—Carried.

Council adjourned at 10.55 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, February 19th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present : Mayor Bell, Ald. Abbott, Bassam, Carson, Couper, Hoag, Kent, King, Knapp, Mallen, McCammon, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge, Toye.

REPORT.

FIRE AND LIGHT.

Ald. Toye presented Report No. 12, from the Committee on Fire and Light as follows :

COMMITTEE ROOM,
KINGSTON, February 16th, 1904

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on Fire and Light beg leave to report as follows :

1. That they deemed it advisable to send a deputation composed of the Chairman, Ald. Mowat and the acting City Solicitor, to Toronto to obtain the advice of Counsel in the matter of the taking over the plant of the Kingston Light, Heat & Power Company, under the award of the arbitrators.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman.
JOHN CARSON.
J. McDONALD MOWAT.
JOHN McLEOD.
S. H. McCAMMON.
W. W. SANDS.
R. H. ABBOTT.

Moved by Ald. Toye, seconded by Ald. Sands (1) that the report of the Committee on Fire and Light be received and adopted.—Carried.

BY-LAW.

RE LIGHT, HEAT & POWER COMPANY.

Ald. Toye presented "A By-law to authorize the issue of debentures of the City of Kingston to the amount of $182,000 for the purpose of purchasing the works of the Kingston Light, Heat & Power Company," which was read a first time.

MOTION.

RE K. P. & C. ELECTRIC RAILWAY COMPANY.

Moved by Ald. Mowat, seconded by Ald. Carson, (2) that the petitions now hereunto annexed, with reference to the Kingston, Portsmouth & Cataraqui Electric Railway Company, be forwarded to E. J. B. Pense, Esquire, M.P.P. with the request that he present them to His Honour the Lieutenant-Governor and to the Legislative Assembly of Ontario ; and, on their being granted, that he introduce a Bill in accordance therewith ; and that the Committee, consisting of Aldermen Behan, Mowat and Knapp, appointed by resolution of this Council on Monday, February 15th inst., to support the application of this Council before the Ontario Legislature, be given power to take all steps necessary to procure the passing of the said Bill.—Carried.

THE PETITIONS.

TO THE HONOURABLE

THE LEGISLATIVE ASSEMBLY

OF THE PROVINCE OF ONTARIO,

IN PARLIAMENT ASSEMBLED.

The Petition of the Municipal Corporation of the City of Kingston, humbly praying

Sheweth—

1. That the Kingston Street Railway Company was incorporated by an Act of the Legislature of Ontario passed in the 39th year of the reign of her late Majesty Queen Victoria, chaptered 74, for the purpose of constructing and operating Street Railways in the said City of Kingston and adjoining municipalities.

2. That in and by an Act passed in the 56th year of the said reign, chaptered 91, a certain agreement entered into between your petitioners and the said Company was validated and confirmed.

3. That the said agreement contained among other provisions the clauses following viz:—16b. The company shall, during the winter months have the right to substitute sleighs for cars and to run the same on the winter roads of the city along the line of the railway track.

16c. Until it is otherwise agreed between the parties, the cars shall commence running at half-past six o'clock a.m. of each day, and shall continue running until 10.30 p.m. over the whole track. They shall be run so that not more than fifteen minutes shall intervene between the passage of one car in either direction at any point on the line, and the arrival of another at the same point, and so on continuously throughout the day, except as to the section on Princess Street from Alfred Street westward to the city limits, on which the time shall be thirty minutes.

4. That in and by the said agreement it was further provided that should the company neglect to run its cars on said railway or on any part thereof after the completion thereof as provided by the said agreement or any future agreement between the parties for the space of six successive months, then your petitioners might on giving notice of its intention once a week for two months in the official Gazette for the Province of Ontario and in a local newspaper published in the City of Kingston, (unless in the meantime the default made by the company has been made good or the cause of complaint removed) by resolution of the Council thereof, declare that the said company had forfeited all privileges and rights which it may have acquired by the said agreement, and repeal the by-law connected therewith and the said privileges and rights should be forfeited accordingly.

5. That on second and following days of February, 1904, the said company by public advertisment notified the citizens of Kingston, that they would discontinue the running of the cars of the said company on and after the 8th day of February, 1904.

6. That the said company discontinued the running of the said cars on the 3rd day of February, 1904, and signified their intention not to run their cars during the winter months on the ground that such service did not pay.

7. That the discontinuance of the running of the said cars is a distinct violation of the said agreement and is productive of great loss, annoyance and inconvenience to the citizens.

8. That in certain litigation between the said company and your petitioners in the year 1897, it was practically decided that your petitioners had no legal remedy against the said company for any breach of clause (c) of section 16 of the said agreement as above recited.

9. That in the said agreement no penalty was provided for any breach of the terms thereof.

10. That by section 8, passed in the 58th year of the said reign, chaptered 105, the Legislature of Ontario declared the meaning of certain terms of the said contract.

11. That the said clause (b) above recited is no longer necessary and the said company could with proper equipment at all times run and operate its cars upon the tracks of the company.

Therefore your petitioners pray that an Act may be passed

1. Amending the said agreement by striking out the clause (b) of section 16 thereof.

2. Providing that in case of default on the part of the company in carrying out the provisions of clause (c) of section 16, of the said agreement the said company shall forfeit and pay to your petitioners the sum of $100 per day for every day during which such default continues.

3. Providing that upon default being made by the company in carrying out any other of the provisions of the said agreement a Judge of the High Court upon the application of your petitioners may make an order fixing a penalty to be payable by the company as liquidated damages for such default for every day during which such default continues.

4. Providing that in case the company shall at any time for a period of five days fail to operate its cars continuously in accordance with the provisions of the said clause (c) a Judge of the High Court may upon the application of your petitioners make an order declaring that at the end of six months from the date of such order the right of the said company to use the streets of the said city shall cease and determine and that your petitioners may at the expiration of the said period take over the plant and property of the said company at a valuation to be determined by arbitration as provided by section 23 of the said agreement.

5. Providing that at the expiration of the said period of six months your petitioners shall have and may exercise the same rights, powers and privileges and shall perform and be subject to the same duties and obligations as upon the expiring of the franchise of the said company under the terms of the said agreement.

6. Providing that any penalty imposed by or under the said Act shall be recoverable with full costs of action by your petitioners by action in the High Court of Justice.

The petition to His Honour the Lieutenant-Governor was similar to the above with an additional clause praying that His Honour may be pleased to give his assent to the Bill.

Council adjourned at 9.35 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, February 24th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day for the purpose of considering a by-law to authorize the issue of debentures to the amount of $182,000 for the purpose of purchasing the works of the Kingston Light, Heat and Power Company. Present: Ald. Abbott, Angrove, Bassam, Behan, Carson. Couper, Kent, King, Knapp, Mallen, McCammon, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

Moved by Ald. Mowat, seconded by Ald. King, (1) that Ald. Behan take the chair.—Carried.

COMMUNICATIONS.

A communication from the Property Owners' Association was read, asking that the Deputy Returning Officers to be named in the by-law and the scrutineers to be appointed be property owners.

BY-LAW.

Ald. Toye asked permission to withdraw the by-law introduced by him on the 19th inst.

Moved by Ald. Mowat, seconded by Ald. Meek, (2) that Ald. Toye be given permission to withdraw the by-law introduced by him to authorize the issue of debentures of the City of Kingston to the amount of $182,000 for the purpose of purchasing the works of the Kingston Light, Heat and Power Company, and to introduce another instead thereof.—Carried.

Ald. Toye introduced "A by-law to authorize the issue of debentures of the City of Kingston to the amount of $182,000 for the purpose of purchasing the works of the Kingston Light, Heat and Power Company."

The by-law received its first reading, and, the 31st rule being suspended, its second reading in committee of the whole, Ald. Sands in the chair.

The by-law was amended in committee by substituting the name of John E. Johnston for Andrew C. McMahon as Deputy Returning Officer for Ontario Ward, and by substituting the name of William Dunlop for Albert E. Smythe as Deputy Returning Officer for Victoria Ward.

The by-law as amended is as follows:—

BY-LAW No. 1904.

A By-law to authorize the issue of debentures of the City of Kingston to the amount of $182,000 for the purpose of purchasing the works of the Kingston Light, Heat & Power Company.

PASSED

WHEREAS by agreement dated the fourteenth day of July, A.D. 1896 and made between The Kingston Light, Heat & Power Company of the one part and The Corporation of the City of Kingston of the other part, an option to purchase and acquire all the works, plant, appliances and property of the said Company, at a price to be fixed by arbitration as therein provided, was conferred upon the said Corporation, upon the said Corporation giving notice to the said Company as in said agreement provided :

AND WHEREAS by By-law No. 43, (1900) of said Corporation entitled "A By-law to authorize the exercise of the option to acquire the works and property of The Kingston Light, Heat & Power Company and to give the necessary notices of intention to exercise the same" the said Corporation expressed its intention to exercise said option both as to the gas and electric works and authorized the giving of the notice of such its intention as in said agreement provided :

AND WHEREAS on the twenty-seventh day of December, 1900, a notice of the intention of the said Corporation to exercise the said option was duly served on the said Company :

AND WHEREAS an arbitration has been held pursuant to said agreement and the arbitrators have, by their award dated the 15th day of November, A.D. 1901, fixed the amount to be paid by the said Corporation for the works, plant, appliances and property of the said Company at the sum of $170,373.00 :

AND WHEREAS the costs incurred and the fees and costs awarded to be paid by the said Corporation in and about the said arbitration amount to the sum of $11,627.00 making with the amount awarded as the purchase money of said works the sum of $182,000.00 :

AND WHEREAS IT IS EXPEDIENT to issue the debentures of said Corporation for the purpose of raising the money required to pay the said purchase money and costs :

AND WHEREAS the amount of the debt to be created by this By-law is $182,000.00 :

AND WHEREAS the total amount required to be raised annually during the currency of said debt by special rate on the rateable property liable thereto for paying the said debt and interest as hereinafter provided is $10,520.00 :

AND WHEREAS the amount of the whole rateable property of the said Municipality according to the last revised assessment roll, being for the year 1904, is $7,905,895 :

AND WHEREAS the amount of the existing debenture debt of the said Municipality exclusive of the local improvement debts secured by special acts, rates or assessments is $856,231.42 and no part of the same or of the interest thereon is in arrear :

BE IT THEREFORE ENACTED by the Council of the Corporation of the City of Kingston as follows :

1. The purchase and acquisition by the said Municipal Corporation of all the works, plant, appliances and property of the said The Kingston Light, Heat and Power Company at the price of $170,373.00 is hereby authorized and directed to be made.

2. It shall be lawful for the Mayor of the said Corporation for the purposes aforesaid and for the payment of the said costs and fees to raise by way of loan upon the credit of the debentures hereinafter mentioned from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of said debentures a sum of money not exceeding in the whole the said sum of $182,000.00 and to cause the same to be paid into the hands of the Treasurer of the said Corporation for the purposes aforesaid.

3. It shall be lawful for the Mayor of the said City for the purpose of said loan to cause any number of debentures to be made for such sums of not less than $100 each as may be required and which said debentures shall be sealed with the seal of the said Municipality and signed by the Mayor and countersigned by the Treasurer thereof and together shall not exceed the said sum of $182,000.00 :

4. The said debt of $182,000.00 shall be payable in annual instalments within thirty years from the first day of April, 1904, at the office of the City Treasurer in said City and the said debentures shall have attached to them coupons for the payment of the interest thereon half yearly as hereinafter provided, which coupons shall be signed by the said Treasurer, and said instalments shall be of such amounts that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years of said period and the said debentures shall be issued accordingly.

5. The said debentures shall be dated on the First day of April, 1904 and shall bear interest at the rate of four per cent. per annum from the date thereof, which interest shall be payable half yearly on the first days of April and October in each year at the office of the said City Treasurer in the City of Kingston.

6. For the payment of the said debt and the interest to become due thereon, an annual sum of $10,520.00 shall be raised in each year of the said period of thirty years by a special rate upon all the rateable property in said Municipality.

7. This By-law shall come in force and take effect on its passing.

8. The votes of the duly qualified electors of the said Municipality shall be taken upon this By-law on the 21st day of March, 1904, commencing at the hour of nine o'clock in the forenoon and closing at the hour of five o'clock in the afternoon of the same day at the following places in the said Municipality by the following Deputy Returning Officers, namely :

SYDENHAM WARD—At Jeremiah Sullivan's house, corner of Gore and Wellington Streets, by Thomas Jeff Lovitt, Deputy Returning Officer.

ONTARIO WARD—At Ontario Hall, City Buildings, by John E. Johnston, Deputy Returning Officer.

ST. LAWRENCE WARD—At James Slavin's Shop, No. 175 Wellington Street, by A. E. Herod, Deputy Returning Officer.

CATARAQUI WARD—At Mrs. Gallagher's house, No. 229 Wellington Street, by James H. Brickwood, Deputy Returning Officer.

FRONTENAC WARD—At Gilbert Auchinvole's Shop, corner of Colborne, and Clergy Streets, by William Dean, Deputy Returning Officer.

RIDEAU WARD—At W. C. Darby's house, No. 350 University Avenue, by Richard F. James, Deputy Returning Officer.

VICTORIA WARD—At Patrick Derry's house, No. 31 Union Street West, by William Dunlop, Deputy Returning Officer.

9. On the 19th day of March, 1904, at the hour of eleven o'clock in the forenoon, the Mayor of the said City shall attend at the office of the City Clerk in said City for the purpose of appointing and shall appoint in writing signed by him, two persons to attend at the final summing up of the votes given for and against this By-law and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this By-law and a like number on behalf of the persons interested in and desirous of opposing the passing of this By-law which place, day and hour are hereby fixed for said purpose.

10. On the 23rd day of March, at the hour of twelve o'clock noon, at his office in the City of Kingston, the Clerk of the said Municipality shall attend and sum up the number of votes given for and against the By-law.

Council adjourned at 8.50 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, February 29th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present : Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Kent, King, Knapp, Mallen, McCammon, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that the minutes of the last three meetings be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows :

FINANCE AND ACCOUNTS.

Macdonnell & Farrell, for the Kingston Ladies' College, asking that their taxes for 1903 be written off.

Sisters of Charity, House of Providence, asking for a grant.

A. K. Kirkpatrick, City Engineer, applying for a filing cabinet and book case.

BOARD OF WORKS.

J. M. Campbell, asking permission to erect poles and wires in the streets for the transmission of electricity from Kingston Mills.

R. W. Smith, offering to purchase the stone crusher and screen.

FYLED.

J. B. McLaughlin, acknowledging receipt of the petition addressed to His Honour, the Lieutenant-Governor.

C. N. Bell, Secretary of the Royal Commission on Transportation, announcing a meeting of the Commission to be held in Kingston at an early date.

PETITIONS.

Ald. Bassam presented the petition of the Kingston Local Council of Women for the provision of a suitable bathing place for the youth of the City.

Ald. Mowat presented the petition of the Montreal Transportation Company re their exemption by-law.

Both petitions were referred to the Committee on Finance and Accounts.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 13, from the Committee on Finance and Accounts, as follows:

MAYOR'S OFFICE,
KINGSTON, February 25th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts :

Board of Works.

Canadian Engineer, subscription	$ 1 00
Labor Pay List ending February 13th	309 24
	$310 24

Water Works.

The Grant-Hamilton Oil Co., boiler compound	$ 11 00
Labor Pay List ending February 22nd	45 25
	$56 25

Fire and Light.

Fred Staley, hay	$11 22

Printing and Stationery.

J. R. C. Dobbs, typewriter supplies	$ 8 35

Salaries.

A. E. Symthe, collecting street watering taxes	$ 20 63

Arbitration.

Deputation to Toronto	$ 56 90
A. B. Aylesworth, legal advice	50 00
	$106 90

Contingencies.

A. M. Dymond, services re street railway bill	$ 20 00
Ontario Gazette, advertising notice of bill	8 00
Charles Clarke, clerk of the Legislative Assembly, fee for bill	100 00
J. L. H. Bogart, survey	20 00
Dr. W. T. Connell, post mortem and medical evidence	10 00
Bell Telephone Co., conversation with Toronto	1 30
	$159 30

2. On the communication of George L. Prentiss, asking for a refund of $500.00 paid for an option on the Smelter site, your committee recommend that his option be extended for six months from this date, subject to the right of the City to sell the property at any time during that period, and in the event of his effecting a sale within that time at the option price, the $500.00 paid by him to be applied on the purchase price.

3. On the communication of Lawrence C. Lockett, asking for a refund of personal taxes for 1900, levied in error, your committee recommend that $27.75 be refunded.

4. On the communication of Thomas O'Brien, asking for remission of taxes for 1901, 1902 and 1903, on account of poverty and old age, your committee recommend that $22.40, the amount of these taxes, be refunded.

5. On the communication of Mary J. Pipe, asking for remission of personal taxes for 1901, your committee recommend no action.

6. On the communication of J. O. Lingenfelter, asking for patronage for a Kingston directory, your committee recommend that the usual number be ordered for the City offices.

7. On the communication of Francis King, Secretary of the Citizens' committee, asking for a reduction of the number of tavern licenses, your committee recommend that the number be reduced to thirty, and that a by-law be introduced to confirm the same.

8, On the communication of the Union of Canadian Municipalities, asking for an annual grant of $72, your committee recommend that their request be granted, and that the Union be asked to assist the City in securing the passage of the Bill now before the Legislature to amend the Act confirming an agreement between the City and the Kingston Street Railway Company.

9. Your committee beg to report that the Tax Collector has not returned the rolls for 1900, 1901 and 1902, as required by resolution of Council passed on November 23rd, 1903.

10. In view of the fact that the City may soon have possession of the Electric and gas plants, and that the additional business they represent will necessitate a reconstruction of the City's financial departments, your committee desire to say that they have this matter under consideration, and will report later as circumstances warrant.

11. Your committee submit herewith the report of a sub-committee appointed to confer with a committee of the County Council in reference to accounts in which both corporations are interested and recommend its adoption.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
J. J. BEHAN, (objecting to clause 7.)
J. McDONALD MOWAT, (objecting to clause 7.)
R. E. KENT, (objecting to clause 7.)
R. MEEK.
R. H. TOYE.
JOHN McLEOD.

REPORT OF THE SPECIAL COMMITTEE.

The Special Committee, appointed by the Finance Committee, and a committee from the County Council met on Tuesday, the 23rd instant, and discussed certain accounts which had been paid by the County, and for a share of which the city was held to be liable.

Two accounts were passed by consent. In one certain items for work done on the Court House grounds were objected to. The other account was for reprirs to the Kirkpatrick fountain which had been turned over to the County in trust. Your sub-Committee agreed to the one account, that having to do with the care of the grounds in 1903, on condition that the County assume the account for repairs to the Fountain. The coal accounts, for the Court House and Registry office, were considered unduly large, but it was explained that they covered the fuel supply for the whole of the year 1903 and for the year 1904 so far.

The account for cab hire in connection with the Courts, and the Architect's bill, were laid over for futher consideration. The cab hire appeared to be excessive, and the Architect's fees seemed to be unnecessary in view of the fact that the city had an engineer who was able and willing to look after its public works.

It was agreed that Special Committees be appointed by the Councils to discuss the subjects not covered by the special agreements, and having to do with special conditions arising since the County and City had its arbitration some years ago.

All of which is respectfully submitted.

R. MEEK.
J. McDONALD MOWAT.
JOHN McLEOD.

Moved by Ald. Meek, seconded by Ald. McLeod, (2) that the report of the Finance Committee be taken up clause by clause.—Carried.

Moved by Ald. Behan, seconded by Ald. Mowat, (3) that clause seven of the report be struck out and the following substituted therefor :—"that, on the petition of Francis King, Secretary of the Citizens' Committee, asking for a reduction of the number of tavern licenses, we recommend that the matter be left entirely in the hands of the License Commissioners."—Lost on the following division :—

Yeas :—Ald. Abbott, Behan, Carson, Couper, Kent, Mallen, Mowat, Rigney, Sands, Sears.—10.

Nays :—Mayor Bell, Ald. Angrove, Bassam, King, Knapp, McCammon, McLeod, Meek, Strainge and Toye.—10.

Moved by Ald. Meek, seconded by Ald. McLeod, (4) that the report of the Finance Committee be adopted.—Carried.

BOARD OF WORKS.

Ald Knapp presented Report No. 14, from the Board of Works, as follows :

COMMITTEE ROOM,
KINGSTON, February 11th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Board of Works beg leave to report and recommend as follows :—

1. That the petition of James McIlquham and others for a tile sewer as a Local Improvement on Albert Street, from Mack Street south to Brock Street, to connect with a tile sewer in Albert Street, be granted.

2. That the petition of James Boyd and others re opening of the Street Railway be filed.

3. That the petition of Daniel Reeves and others re opening of the Street Railway service be filed.

4. That the petition of George Richardson and others re stoppage of Street Cars be filed.

Respectfully submitted.

(Signed) J. F. KNAPP, Chairman.
J. J. BEHAN.
W. E. BASSAM.
D. COUPER.
J. CARSON.
W. G. STRAINGE.
GEO. SEARS.

Moved by Ald. Knapp, seconded by Ald. Carson, (5) that the report of the Board of Works be received and adopted.—Carried.

BY-LAWS.

DAVIS TANNERY EXEMPTION.

Ald. Mowat presented by-law No. 10, 1904, "A by-law to partially exempt the tannery of A. Davis & Son from the payment of municipal taxes, except local improvement rates and school taxes or rates, for a period of ten years from the first day of January, 1904," as follows :

BY-LAW No. 10, 1904.

A By-law to partially exempt the Tannery of A. Davis & Son, Limited, from the payment of municipal taxes, except local improvement rates and school taxes or rates, for a period of ten years from the first day of January, 1904.

PASSED FEB. 29, 1904.

Whereas it is expedient to exempt in part the Tannery of A. Davis & Son, Limited, in the City of Kingston, a manufacturing establishment within the meaning of the Consolidated Municipal Act, 1903, from the payment of municipal taxes, except local improvement rates and school taxes or rates, for a period of ten years from the first day of January, 1904.

Be it therefore enacted by the Council of the Corporation of the City of Kingston as follows:

1. That for a period of ten years from the first day of January, 1904, to the first day of January, 1914, the Tannery of A. Davis & Son, Limited, in the City of Kingston, shall, for so much of the amount as shall be over and above the sum of five thousand dollars, be exempted from the payment of municipal taxes, except local improvement rates and school taxes or rates. The term "Tannery" is to include all property, real and personal, in and on the lots the said A. Davis & Son, Limited, now occupy for and in connexion with the said "Tannery," which property as to its assessed value over and above the said sum of five thousand dollars is to be exempt from municipal taxation, except local improvement rates and school taxes or rates, for the period of ten years, but said exemption is subject to the following provisions:

2. Provided always, that should the said A. Davis & Son, Limited, sell or lease the said property, or become bankrupt or insolvent, or make an assignment for the benefit of their creditors, or have their property sold in execution, or should the said "Tannery" cease for six consecutive months to be a going concern, and resumption of work within the six months unless continued for a year shall not affect this condition, then the said exemption from taxes hereby granted shall forthwith cease and be of none effect.

3. And provided, further, that the said exemption shall cease as to any part of the said property which shall be sold or which ths said A. Davis & Son, Limited, shall cease to hold or shall have let to any person or corporation or which the said A. Davis & Son, Limited, do not use or require for the purpose of their manufacturing establishment.

4. This by-law shall come in force and take effect on its being validated by the Legislative Assembty of the Province of Ontario.

(Signed) J. H. BELL, Mayor.
(Signed) L. W. SHANNON, City Clerk. {SEAL.}

The by-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. McLeod in the chair; and was signed and sealed.

TAVERN LICENSES.

Ald. Meek introduced a by-law to limit the number of tavern licenses to be issued in the City of Kingston for the ensuing license year beginning on the 1st day of May, 1904, which was read a first time.

Ald. Meek moved that the 31st rule be suspended and that Council go into Committee of the Whole on the second reading of the by-law clause by clause.—Lost on the following division :—

Yeas :—Mayor Bell, Ald. Angrove, Bassam, King, Knapp, McCammon, McLeod, Meek, Strainge and Toye.—10.

Nays :—Ald. Abbott, Behan, Carson, Couper, Kent, Mallen, Mowat, Rigney, Sands and Sears.—10.

MOTIONS.

MANAGEMENT BY COMMISSIONERS.

Ald. Mowat gave notice that at the next meeting of Council he would move that, in the opinion of this Council, in the event of the City acquiring the plant and property of the Kingston Light, Heat & Power Company, it is expedient that commissioners be appointed to manage this and the City Waterworks, and, to that end, that the City Solicitor be requested to prepare a by-law for submission to the electors.

COUNTY ACCOUNTS.

Moved by Ald. Meek, seconded by Ald. Knapp, (6) that the Finance Committee represent the Council in the conference with the County Council in regard to the accounts in which the two bodies are interested.—Carried.

Council adjourned at 10.20 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, March 14th, 1904.

A regular meeting of Council was held in Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge, Toye.

ADOPTION OF MINUTES.

Moved by Ald. Mowat, seconded by Ald. Kent, (1) that the minutes of last meeting be adopted as printed.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

H. Howard, assignee, asking that the taxes on the Jews' Synagogue, Wilkinson's block, be written off.

Dr. S. H. Fee, Medical Health Officer, applying for an increase of salary.

George Thompson, Collector of Taxes, applying for an extension of time for the return of the rolls for 1901, 1902, and 1903.

John Macdonald, Secretary of the Board of Education, asking for $28,686.00 for Public School purposes and $6,000.00 for Collegiate Institute purposes and enclosing a copy of the Board's estimates for the year.

L. W. Shannon, City Clerk, applying for an increase of salary.

BOARD OF WORKS.

J. Crisley, offering his lot and buildings for the extension of Patrick Street to Stephen Street, for $600.

FYLED.

Hon. William Harty, enclosing a communication from the Department of Railways and Canals promising full consideration of the question of extending the Rideau Canal to Desert Lake.

F. C. Ireland, City Treasurer, reporting that the Collector's roll for 1903 has not been returned.

PETITIONS.

Ald. Strainge presented the petition of William Smith for the removal of a grate at the corner of Rideau and Patrick Streets. Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 15, from the Committee on Finance and Accounts as follows:

MAYOR'S OFFICE,
KINGSTON, March 10th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Labor Pay List ending March 9th	$	465 15

Water Works.

Customs' Department, duty on meters		18 00
C. S. Oliver, customs entries		25
Grand Trunk Railway Co., freight		55
Buffalo Meter Co., meters		71 90
Queen City Oil Co., cylinder oil		27 59
Labor Pay List ending March 7th		46 50
	$	164 79

Fire and Light.

R. E. Wilson, horse hire	$	10 50
Henry Wade, sundries		8 70
George Thompson, feed		24 62
John W. Oldfin, gas repairs		3 50
Bell Telephone Co., telephones		26 00
Bell Telephone Co., supplies		6 19
W. Gilmour, repairs		1 50
William Drury, coal		134 80
Taylor & Hamilton, plumbing, &c		14 02
	$	229 83

City Property.

Bell Telephone Co., City Clerk's telephone	$	6 75
T. McMahon & Co., glazing		1 75
W. Drury, coal		229 94
Breck & Halliday, light fixtures and sundries		259 83
	$	498 27

Printing and Stationery.

News and Times, advertising	$	133 40

Administration of Justice.

County of Frontenac	$	1,915 27

Contingencies.

R. J. Reid, ambulance	$	2 00

2. Your committee beg to report that after conferring with a committee of the County Council they have reduced the account for the administration of justice by $178.51.

3. On the request of the City Engineer for new office furniture, your committee recommend that he be authorized to purchase the articles specified in his communication.

4. On the request of Eliza Munro for remission of taxes on account of old age and inability to pay, your committee recommend no action.

5. Your committee beg to report that they have had the Tax Collector before them and that he has given good and sufficient reasons, legal and otherwise, why the order to return the rolls for 1900, 1901 and 1902 could not be complied with sooner. The roll for 1900 has now been returned, the roll for 1901 will be returned before the first of May, and every possible legal means are being taken to collect the taxes for 1902 and 1903 so that the rolls for these two years can be returned at as early a date as possible.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. MEEK.
R. H. TOYE.
JOHN McLEOD.
R. E. KENT.
J. J. BEHAN.

Moved by Ald. Meek, seconded by Ald. Mowat, (2) that the report be taken up clause by clause.—Carried.

Moved by Ald. Meek, seconded by Ald. McLeod, (3) that the report of the Finance Committee be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 16, from the Committee on City Property and Markets, as follows:

COMMITTEE ROOM,
KINGSTON, March 10th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. That the Fair Grounds be rented to the Trades and Labor Council on Labor Day at the tariff rates.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman.
FRANK J. HOAG.
GEO. SEARS.
W. G. STRAINGE.
W. W. SANDS.
FRANCIS KING.
JAS. MALLEN.

Moved by Ald. McFarlane, seconded by Ald. Hoag, (4) that the report of the Committee on City Property be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented Report No. 17, from the Committee on Water Works, as follows:

COMMITTEE ROOM,
KINGSTON, March 12th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Water Works Committee beg to report:

(1.) That it has accepted the tender of Elliott Bros., for the supplies for the year beginning with March 1st, 1904.

(2.) That it recommends that rates for water be collected according to the registration of the meters in the places for which they have been ordered by the Committee.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman.
R. H. TOYE.
H. ANGROVE.
J. McDONALD MOWAT
W. W. SANDS.
R. N. F. McFARLANE.
R. H. ABBOTT.

Moved by Ald. Meek, seconded by Ald. McFarlane, (5) that the report of the Committee on Water Works be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp, presented Report No. 18, from the Board of Works as follows:

COMMITTEE ROOM,
KINGSTON, March 14th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Board of Works beg leave to report and recommend as follows:

1. That the communication of J. M. Campbell be referred to the Fire and Light Committee.

2. That on the communication of R. W. Smith, he be awarded the contract for the supply of broken stone at the rate of $3.50 per toise and that he supply two sureties in $250.00 each satisfactory to this committee and that the City Solicitor prepare the contract.

3. That the contract for the supply of hardware be awarded to W. B. Dalton & Sons theirs being the lowest tender.

4. That the contract for the supply of lumber be awarded to S. Anglin & Co. theirs being the lowest tender.

5. That the contract for street watering be awarded to Edward McFadden for a term of 3 years, with the option of 5 years.

6. That the contract for the supply of cement be awarded to the Rathbun Co. theirs being the lowest tender.

7. That the contract for the supply of sand be awarded to R. H. Fair.

Respectfully submitted.

(Signed) JAMES F. KNAPP, Chairman.
W. E. BASSAM.
J. CARSON.
W. G. STRAINGE.
D. COUPER.
GEO. SEARS.
J. J. BEHAN.

Moved by Ald. Knapp, seconded by Ald. Strainge, (6) that the report of the Board of Works be received and adopted.—Carried.

SELECT COMMITTEE.

Ald. Behan presented Report No. 19, from the Committee appointed to secure from the Legislature power to enforce the agreement between the City and the Street Railway Company, as follows:

KINGSTON, March 14th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen :—The Committee appointed to secure from the Ontario Legislature power to enforce the agreement between the City and the Street Railway Company, beg leave to report as follows:

Your Committee appeared before the Private Bills Committee of the Legislature on March tenth and eleventh, and obtained from it more complete relief against the Street Railway Company than the City had ever asked.

There was, at first, a strong disinclination on the part of the Private Bills Committee to take any step that they thought might result in opening the door to applications on the part of those who were dissatisfied with their contracts and who would come to the Legislature from all sides asking relief from agreements into which they had entered, and, further, your Committee found itself prejudiced at the start by the fact that the representatives of the Railway Company had been carrying on a systematic and persistent lobby of members of the Private Bills Committee for the previous two weeks and had represented the whole difficulty in Kingston to be that the Company was unable to obtain from the Council those facilities in the way of switches and turnouts necessary to enable it to carry on its operation with satisfaction

to the public and that this opposition arose from spite on the part of certain members of the Council. Notwithstanding these two difficulties, one as to the law and the other arising from a distorted view of the facts, your Committee found that, when the City's case had once been presented, a majority of the Private Bills Committee, under the firm guidance of the Attorney-General, were quite prepared to give us relief from the intolerable conditions under which we were suffering. The Chairman indicated certain lines on which an agreement should proceed and directed the parties to retire and come to some understanding as to the details.

Acting on these instructions your Committee, with the City Solicitor and his Toronto Agent, H. M. Mowat, K.C.. who was of the greatest service to us throughout the proceedings, met the representatives of the Company on the afternoon of the tenth and agreed on the wording of the clauses in the New Act that were to provide for the enforcement of the agreements between the City and the Company and to give the Company a right of appeal from the City Engineer, in the exercise of his judicial discretion, as to the location and length of switches under clause 11 of the agreement.

At the close of the proceedings of the Private Bills Committee on the tenth, it was the opinion of that Committee that the Williamsville branch should be exempted from the penalty clause. On coming before the Private Bills Committee on the eleventh, your committee represented that we were no parties to a compromise, that we thought our request for means to enforce the agreement was just and reasonable and that it should have been granted without condition, that we threw the whole onus of enabling the Company to call in an outside Engineer and the exemption of the Williamsville branch on the Private Bills Committee and protested against both clauses. On the strength of these representations the Attorney-General, in spite of the vehement protests of the representatives of the Company and of their friends on the Committee, was resolute in insisting that the exemption of the Williamsville branch from the penalty clause should be for only three months in each year and that only for a period of seven years, after which time it will fall under the general provision.

On the whole result the City is to be congratulated. We did not obtain all we petitioned for but we accomplished our main purpose, getting a much better and more complete remedy than we asked, and we are now in such a position that we can be the victims of no more "hold-ups" on the part of the Company. The clause enabling us to secure the enforcement of the contract is based on that which has been found to work successfully in the case of the Toronto Street Railway but is more complete and drastic in its provisions. It not only grants the Courts power to specifically enforce all the provisions of the agreement, or to grant a mandamus, but says they shall do so and enables them to impose an unlimited sum by way of penal damages in case of default. In our petition we limited the penalty to $100 per diem as a maximum In the clause as adopted this limit is removed.

The only concession granted to the Company is that they now have the right to appeal from a decision of the City Engineer, acting in a judicial capacity, as to the position and length of switches, side-tracks and turnouts, to an Engineer to be named by the Chief Justice of Ontario. In no case is there any infringement on the rights of the City to control its own streets any more than that at present existing. So, while your Committee were not

parties to the insertion of this provision, but merely bowed to the will of the Private Bills Committee in respect thereto, we do not feel that the City is in any way in a worse position than before the change was made.

Your Committee are thankful to the members of the Council for the confidence that has all along been given to us and are gratified to be able to assure them that the City can never again be placed in the position of being forced to decide between granting some demand of the Street Railway Company and running the risk of subjecting the Citizens to annoyance caused by a stoppage of the cars.

In conclusion your Committee wish to bear testimony to the courtesy of our member, E. J. B. Pense, M.P.P., who was untiring in his efforts to facilitate us in presenting our case to the Private Bills Committee.

All of which is respectfully submitted.

(Signed) J. J. BEHAN.
J. McDONALD MOWAT.
JAMES F. KNAPP.

BILL.

AN ACT respecting the Kingston Street Railway Company.

WHEREAS the Municipal Corporation of the City of Kingston has, by petition, set forth that a certain agreement was made between the said Corporation and the Kingston Street Railway Company (now the Kingston, Portsmouth & Cataraqui Electric Railway Company) and confirmed by a certain Act passed in the 56th year of Her Late Majesty Queen Victoria, Chapter 91, and WHEREAS the said Corporation has represented that the said agreement contained a provision to the effect that until otherwise agreed upon between the parties the cars should commence running at half-past six o'clock a.m. of each day and should continue running until 10.30 p.m. over the whole track, and so that not more than 15 minutes should intervene between the passages of cars in either direction at any point on the line except as to a certain section on Princess Street on which the time should be thirty minutes, AND WHEREAS the said Corporation has further represented that in certain litigation between the said Company and the petitioners in the year 1897, it was practically decided that the petitioners had no legal right or remedy for any breach of the above recited provision as to the Street Railway Service, AND WHEREAS the said Corporation has further prayed that an Act be passed providing penalties for the infraction of the said Agreement and for securing the effectual enforcement of the provisions of the same.

THEREFORE HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

(1) Section 11 of the said schedule "A" to the said Act is amended by adding after the words "City Engineer" in the seventh line of said section the words following:—"And in case such leave is refused, or in the event of disagreement as to the position or length of switches, sidetracks and turnouts, the Company shall be entitled to appeal from the decision of said engineer to an engineer to be appointed by the Chief Justice of Ontario, and the decision of the engineer so named shall be binding upon both parties.

(2) Section 16, sub-section "C" in Schedule "A" to the said Act, shall be amended by adding after the words "thirty minutes" in the last line thereof the words following :—"Provided that the service as to the said section on Princess Street from Alfred Street westward to the City limits may be discontinued during three months in each year for a period of seven years from the passing of this Act."

(3) In case of default, neglect or failure on the part of the Company or the City to perform any of the convenants, obligations, agreements or provisions contained in the agreement comprised in the said Schedule "A" to the said Act, or any other agreement between said City and Company, not relating to freight Car Service, the said Corporation of the City of Kingston, or the Company, shall have the right to bring an action in the High Court of Justice to compel the performance or to restrain the violation of any of the said covenants, obligations, agreements or provisions; and the said Court shall inquire into any such alleged breach, and the nature and extent thereof, and shall make such order in the way of specific performance, mandamus, or impose, by way of liquidated damages, penalty in lieu thereof, or otherwise, as to the said Court may seem necessary, in the interests of Justice, to enforce a substantial compliance with the Agreement in said Schedule and the other above referred to Agreements.

Moved by Ald. Behan, seconded by Ald. Mowat, (7) that the report of the Special Committee appointed to proceed Toronto re the Street Railway difficulty be received and adopted.

Moved in amendment by Ald. King, seconded by Ald. McLeod, that the report, which ought to report facts and recommendations only, be referred back to the Committee with the request that they cut out the congratulatory references to themselves and the accusations and insinuations against others ; and bring in a report setting out the facts together with such recommendations as they desire to make to this Council, with a view to bringing the advantage the City is alleged to have gained to some early visible and practical effect by way of getting the line open before the summer comes.

The amendment was ruled out of order and the original motion carried.

MOTION.

Moved by Ald. Hoag, seconded by Ald. Meek, (8) that the City Treasurer be instructed to place to the credit of the Treasurer of the House of Industry, the sum of $250 for the purpose of meeting accounts now due.—Carried.

Council adjourned at 11.45 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, March 28th, 1904.

A regular meeting of Council was held in the Council Chamber, at 8 P.M. to-day. Present:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, Knapp, McCammon, McFarlane, McLeod, Meek, Mowat, Rigney, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarised by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

L. W. Shannon, City Clerk, calling attention to the fact that the number of qualified voters in polling sub-division No. 22, Victoria Ward, exceeds 300.

BOARD OF WORKS.

John H. Mills applying for use of the fence around the Board of Works Yard, for the purpose of posting bills.

FIRE AND LIGHT.

John F. McEwen, applying for the position of Superintendent of the Light, Heat and Power Works.

T. T. Simpson, Ottawa, offering his services as Consulting Engineer in connection with the taking over of the light plant.

CITY PROPERTY.

J. P. Gildersleeve, City Registrar, calling attention to the necessity for draining and renovating the registry office.

FYLED.

L. W. Shannon, City Clerk, certifying that the result of the voting on the By-law, submitted to the electors on March 21st was:—For the By-Law, 1397; against the By-Law, 37; rejected ballots, 2.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented report No. 20, from the Committee on Finance and Accounts, as follows:

MAYOR'S OFFICE,
KINGSTON, March 24th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts :

Board of Works.

Grand Trunk Railway Co., freight		2 36
Dalton & Strange, hardware		9 42
Labor Pay List ending March 23rd		373 72
	$	385 50

Water Works.

Pay List ending March 21st	$	62 21

Fire and Light.

Canadian Express Co	$	1 05
Northern Electric & Manu Co., repairs		16 42
D. Hutchison, feed		30 00
J. Baxter, straw		3 00
Fred Laidley, oats		39 83
	$	90 30

City Property and Markets.

Mrs. Davis, scrubbing	$	3 00

Parks.

Richardson & Olsen, repairs	$	3 45
Oldrieve & Horn, flags		20 30
	$	23 75

Printing

The Canadian Freeman, advertising	$	67 75

Board of Health.

E. C. Dean, reporting	$	3 75

Salaries.

A. E. Smythe, collecting street watering tax	$	20 81

By-Law Election

S. A. Hentig, stamps	$	20 00
Polling expenses		118 00
	$	138 00

Registry Office.

Uglow & Co., stationery	$	6 00

Contingencies.

S. A. Hentig, stamps	$ 5 00
C. P. R. Telegraph Co., telegrams	67
Deputation to Toronto	78 60
	$ 84 27

On the communication of Macdonnell & Farrell asking that the taxes on the properties occupied by the Kingston Ladies College for 1903 be written off, your committee recommend that four months taxes on No. 72 Barrie Street, and eight months taxes on No. 116 Barrie Street, amounting in all to $111.00 be remitted.

On the communication of H. Howard. assignee of the Wilkinson Estate, your committee recommend that the taxes for 1903 on that portion of the Wilkinson block, Princess Street, used as a Jewish Synagogue, amounting to $50.00 be remitted.

On the communication of George Thompson, Tax Collector, asking for an extension of time for the return of the rolls for 1901, 1902 and 1903, your committee recommend that he be instructed to return the rolls for 1901 and 1902 before the first of May. As to the roll for 1903, your committee will present a recommendation at a later meeting. Your committee further recommend that the collector be instructed to report to each regular meeting of Council the amount of taxes, collected and uncollected, on the rolls in his hands.

On the question of the consolidation of the financial offices of the city, your committee recommend that the City Treasurer and City Clerk be authorized to visit other cities for the purpose of observing the systems employed and report upon the same to this committee.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
J. McDONALD MOWAT,
R. MEEK,
R. E. KENT,
R. H. TOYE,
JOHN McLEOD,
J. J. BEHAN.

Moved by Ald. Behan, seconded by Ald. McLeod, (2) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented report No. 21, from the Board of Works as follows:

COMMITTEE ROOM,
KINGSTON, March 17th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen,—The Board of Works beg leave to report and recommend as follows :

1. That the communication from John Chrisley offering his lot (including building) for the extension of Patrick Street for $600.00 be filed.

2. That the communication from William Smith re grate corner of Cataraqui and Rideau Streets, be left with the Chairman and City Engineer with power to act.

3. That 8000 gallons of coal tar be purchased from the Toronto Agency of the Warren Bituminous Paving Company at 6¾ cents per U.S. gallon.

Respectfully submitted.

(Signed) JAMES F. KNAPP, Chairman;
D. COUPER,
W. E. BASSAM,
W. G. STRAINGE,
J. J. BEHAN,
GEO. SEARS.

Moved by Ald. Knapp, seconded by Ald Couper, (3) that the report of the Board of Works be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented report No. 22, from the Committee on Fire and Light, as follows :

COMMITTEE ROOM,
KINGSTON, March 18th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows :

1. That John Lemmon and William Sands, now in Grade 3 be raised to Grade 2.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
JOHN McLEOD,
S. H. McCAMMON,
J. McDONALD MOWAT.

Moved by Ald. Toye, seconded by Ald. McCammon, (4) that the report of the Committee on Fire and Light be received and adopted.—Carried.

FINANCE AND ACCOUNTS.

Ald. Behan presented report No. 23 from the Committee on Finance and Accounts, as follows:

CIVIC BUDGET, 1904.

COMMITTEE ROOM, CITY HALL,
KINGSTON, March 24, 1904.

The Committee on Finance and Accounts, in submitting the estimates for the year 1904, beg to report as follows :

The Bonded debt of the City on January 1st, 1904, was $958,878 02, made up as follows:

Water Works		$251,050 00
Schools:		
Public	$ 33,500 00	
High	20,600 00	
		54,100 00
Local Improvements:		
City Portion	$ 59,951 00	
Local Portion	102 646 60	
		162,597 60
General Purposes		491,130 42
		$958,878 02

The above statement compared with that of 1903 shows a reduction in the Water Works Debt of $5,950, in the School Debt of $3,400 and in the debt for general purposes of $14,498.20.

As against the above debt there are assets of Real Estate, Miscellaneous Property, Public School Property, Water Works Plant, and Sinking Fund Investments (as shown in next paragraph) amounting in all to $748,495.89.

The amount of the Sinking Fund is $62,160.04, and of this $55,750.51 is invested in Local Improvement Bonds of this City, and the balance, $6,409.53, is on special deposit in the Bank of British North America, and will be invested in Local Improvement Debentures when the same are issued.

The amount of Taxes to be levied for the Sinking Fund this year is $6,471.24, the property owners specially benefitted paying $4,033.15, and the City generally $2,438.09

It will be observed that there is a considerable amount due on account of material supplied and work done by the city in the construction of walks from the line of street to the houses of individuals, and there have not been deposits made as security for these amounts in conformity with the resolution which was passed by the Council in 1903. It has no doubt been a great favor to the property owners to have this service performed at a minimum of cost. But the favor should be reciprocated by them, and to the extent of a prompt payment of their liabilities. Your committee recommend that the City Solicitor be instructed to facilitate the collection of the amounts carried over from last year, in respect of private walks, and that the Board of Works be requested to adhere closely to the terms of the resolution of 1903.

A full year's salary has not this year been provided for the assistant caretaker of the fair grounds. The caretaker, by a resolution of the Council, is Mr. McCammon, who is also Harbor Master and Clerk of the Market. But he does not live on the grounds, and the allowance heretofore has gone to his assistant and the occupant of the house. Your committee recommend that the City Property Committee take the necessary steps to have the house on the fair grounds vacated by Mr. Conley on July 1st, and that the services be accepted of a suitable person who will, in lieu of paying rent, perform the incidental labors which will be required of him in connection with the grounds.

The uncollectable taxes for the current year (based on the experiences of past years), are estimated at $2,000. The Committee believe a large part of this sum could be saved if the Statute Labor and Dog Taxes were collected earlier in the year, and as soon as possible after the Collector's rolls have been made out. Your committee recommend that such steps be taken as may bring about this result.

The revenue from second hand stores can be increased considerably if the recommendation of this committee be adopted. It is that the license fee be increased to $50 by the Police Commissioners. There are many reasons why this recommendation should meet with their hearty approval.

The various departments of the city will be required to exercise the utmost economy in order to live within their appropriations. The largest amount has been allowed in every case consistent with the demands of the hour and the work that has to be performed.

Your committee recommend that the rate be 20 mills on the dollar, on the assessment of the year.

J. H. BELL, Mayor.

J. J. BEHAN, R. MEEK, JOHN MCLEOD,
R. E. KENT, R. H. TOYE. J. MCDONALD MOWAT.

Statement of Floating Liabilities as on 31st Dec. 1903, and Assets applicable against such Liabilities.

LIABILITIES.

Debentures and Interest, due 31st December		$ 26,982 39
Bills Payable		50,000 00
TRUST FUNDS—		
House of Industry	$ 1,900 00	
Board of Education	1,500 00	
		3,400 00
Separate Schools		3,580 96
Smelter Site Deposit		500 00
Sundry Accounts		681 93
		$ 85,145 28

ASSETS.

Cash		$ 13,685 94
Arrears of Taxes, (estimated as collectible)		44,000 00
Material Account		925 72
Bills Receivable		995 76
Arbitration Account		10,337 74
LOCAL IMPROVEMENTS—		
City Portion	$ 6,002 59	
Local Portion	5,589 38	
		11,591 97
Private Walks, &c		412 95
Sundry Accounts		136 76
Total Assets		$ 82,086 84
Balance Deficiency		3,058 44
		$ 85,145 28

REVENUE.

		Estimated Revenue. 1904.	*Actual Revenue. 1903.*	*Over 1903.*	*Under 1903.*
RENTS—					
City Buildings	$ 651 00				
Market Tolls	1,560 00				
City Hall	500 00				
Portion of Streets, &c	16 50				
Bell Telephone Co.	400 00	$ 3,067 50	$ 3,212 35		$ 144 85
LICENSES—					
Liquor	$ 6,800 00				
Auctioneers	160 00				
Cabs and Livery Stables	130 00				
Carters	270 00				
Shows	50 00				
Butchers	70 00				
Second-Hand Stores	200 00				
Victuallers	15 00				
Milk Vendors	40 00				
Billiards and Bowling Alleys	250 00				
Hawkers, &c	25 00	8,010 00	8,240 68		230 68
FINES—Police Court	$ 600 00				
FEES—Police Court	400 00	1,000 00	1,067 25		67 25
DOMINION GOVERNMENT—					
Gas—Lighting Dome	$ 388 13				
Repairs—Fire Alarm	14 00	402 13	402 13		
DIVIDENDS—					
Cataraqui Bridge Co., 1½%		300 00	400 00		100 00
NON-RESIDENT LAND TAX—		700 00	775 80		75 80
STREET WATERING—		1,800 00	1,800 00		
INTEREST ON TAXES—					
On Taxes, 1900, 1901, 1902, 1903, 1904		1,500 00	1,684 23		184 23
WATER WORKS DEPARTMENT—					
Amount charged for services of City Officials		925 00	925 00		
REVENUE FROM SOURCES OTHER THAN TAXATION		17,704 63			
ASSESSMENT—					
$7,905,895 @ 20 mills	$ 158,117 90				
LESS—					
Separate School $ 5,700 00					
Remissions 10,000 00					
Uncollectible 2,000 00					
	17,700 00				
	140,417 90				
DOG & STATUTE LABOR	1,479 00	141,896 90			
Total Estimated Revenue		$159,601 53			
Total Estimated Expenditure		159,576 08			
Total Estimated Surplus		$ 25 45			

EXPENDITURE.

		Estimated Expenditure, 1904.	*Actual Exp. 1903.*	*Over 1903.*	*Under 1903.*
Uncontrollable Expenditure.					
DEFICIENCY		$ 3,058 44			
DEBENTURES	$ 18,756 62				
INTEREST ON DEBENTURES	25,248 74	44,005 36	43,722 70	282 66	
SINKING FUND—					
Provision for payment of City portion Loc. Imp.		2,438 09	2,230 17	207 92	
ADMINISTRATION OF JUSTICE—					
Portion of Jury Expenses	$ 572 71				
Use of Gaol, &c.	3,165 00				
Portion of cost of maintaining Court House	1,057 98				
Use of Division Court Room	75 00				
Conveyance of prisoners	68 32	4,939 01	4,995 72		56 71
POLICE DEPARTMENT—					
Police Magistrate	$ 1,400 00				
Chief Constable	800 00				
Police Constables	6,900 00				
Fuel and Gas	300 00				
Clothing Allowance	675 00				
Repairs, Cleaning, Stationery, &c.	75 00				
Cabs	10 00				
Telephone Rent	50 00	10,210 00	10,190 60	19 40	
BOARD OF EDUCATION—					
Public Schools	$ 28,686 00				
Collegiate Institute	6,000 00	34,686 00	34,080 00	606 00	
Total Uncontrollable Expenditure		$ 99,336 90			
Controllable Expenditure.					
INTEREST—					
On Trust Funds	$ 174 00				
Discount on Taxes	950 00				
On Loans from Bank	2,900 00	4,024 00	3,945 57	78 43	
ELECTION EXPENSES		450 00	339 50	110 50	
REFUND OF TAXES		600 00	581 51	18 49	
INSURANCE		780 18	637 38	142 80	
PRINTING AND STATIONERY		1,300 00	1,246 00	54 00	
STREET WATERING		1,800 00			
COMMITTEE ON INDUSTRIES		50 00			
BOARD OF HEALTH		670 00	1,514 84		844 84
PARKS—					
Caretaker	$ 500 00				
Appropriation	1,000 00	1,500 00	1,599 14		99 14

		Estimated Expenditure. 1904.	*Actual Exp.* 1903.	*Over* 1903.	*Under* 1903.
CITY PROPERTY—					
Fuel and Gas, City Hall	$ 700 00				
Market Clerk	500 00				
Scavenger	225 00				
Caretaker of Fair Grounds	75 00				
	$ 1,500 00				
Accounts, 1903	300 00				
Appropriation	925 00	2,725 00	2,547 34	177 66	
BOARD OF WORKS—					
Clerk	$ 650 00				
Appropriation	11,025 00	11,675 00	16,084 34		4,409 34
FIRE DEPARTMENT—					
Salaries	$ 6,940 57				
Water	750 00				
Appropriation	3,109 43	10,800 00	10,302 77	497 23	
LIGHTING STREETS—					
115 Lights		8,000 00	7,939 47	60 53	
SALARIES—					
Allowance to Mayor	$ 800 00				
Treasurer	1,300 00				
Assistant	700 00				
Clerk	1,200 00				
Assistant	400 00				
Solicitor	800 00				
Engineer	1,500 00				
Collector of Taxes	1,000 00				
Clerical Assistance	200 00				
Collecting St. Watering, etc.	100 00				
Assessor and Commissioner	900 00				
Assistance	100 00				
Auditors	350 00				
Messenger	550 00				
Caretaker of Clock	40 00				
Court of Revision	150 00	10,090 00	10,206 72		116 72
CONTINGENCIES—					
Grant, House of Industry	$ 800 00				
" Kingston General Hospital	1,500 00				
" Hotel Dieu	500 00				
" Orphans' Home	175 00				
" Children's Aid Soc.	50 00				
" Home for Friendless Women & Children	300 00				
" Poor Relief	175 00				
" Mechanics' Institute	400 00				
" Victoria Order of Nurses	100 00				
" Kingston Yacht Club	100 00				
Pauper Passages	75 00				
Postmortems and Medical Evidence	50 00				
Coffins and Interments	50 00				

		Estimated Expenditure. 1904.	*Actual Exp.* 1903.	*Over* 1903.	*Under* 1903.
Postage and Telegrams	50 00				
Reporters' Fees, 2 at $35 each	70 00				
Rent of Nuisance Ground	225 00				
Teachers' Institute	25 00				
Removing refuse from Streets and Harbor	40 00				
Registration of By-Laws and Searches	40 00				
Law Expenses	200 00				
City Registry Office	200 00				
Cab Hire	25 00				
Deputations	125 00				
Street Railway Bill	128 00				
Union of Canadian Municipalities	72 00				
Incidentals	300 00	5,775 00	7,794 93		2,019 93
Total Controllable Expenditure		$ 60,239 18			
Total Uncontrollable Expenditure		99,336 90			
		$159,576 08			

Moved by Ald. Behan, seconded by Ald. Meek, (5) that the Council go into a Committee of the whole on the consideration of the Budget, clause by clause, the Mayor in the chair.—Carried.

The report was considered clause by clause, the Committee rose and Council resumed.

Moved by Ald. Behan, seconded by Ald. McLeod that the Budget be adopted as a whole.—Carried.

PRINTING AND STATIONERY.

Ald. Rigney presented report No. 24, from the Committee on Printing and Stationery, as follows:

COMMITTEE ROOM,
KINGSTON, March 24th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Printing and Stationery beg leave to report and recommend as follows:

1. Your committee met on March 23rd, and opened tender for the printing, stationery and blank books required by the various offices for the year 1904 and until the tenders for 1905 are awarded.

2. Tenders for printing were received from the British Whig Publishing Company and the Times Printing Company, for stationery from R. Uglow & Company and T. McAuley and for blank books from T. McAuley.

3. Your committee recommend that the tenders of the British Whig Publishing Company for printing, R. Uglow & Company for stationery, and T. McAuley for blank books, being the lowest in each case, be accepted.

Respectfully submitted,

(Signed) T. J. RIGNEY,
H. ANGROVE,
R. H. ABBOTT.

Moved by Ald. Rigney, seconded by Ald. Abbott, (7) that the report of the Committee on Printing and Stationery be received and adopted.—Carried.

BY-LAWS.

TO LEVY A TAX OF 20 MILLS ON THE DOLLAR.

Ald. Toye presented By-Law No. 11, 1904, "a By-Law to levy a tax of 20 mills on the dollar upon the assessed value of the rateable property in the Municipality of the City of Kingston, for the lawful purposes of the Municipality, for the year 1904."

The By-Law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Rigney in the chair; and was signed and sealed.

THE LIGHT, HEAT AND POWER CO.

Ald. Toye presented By-Law No. 12, 1904, "a By-Law to authorize the issue of debentures of the City of Kingston, to the amount of $182,000,00, for the purpose of purchasing the works of the Kingston Light, Heat and Power Company," which was read a third time, signed and sealed.

MOTION.

WOLFE ISLAND CANAL.

Moved by Ald. Behan, seconded by Ald. McLeod, and resolved (8) that whereas it is intended to ask the Dominion Government to improve the Wolfe Island Canal, and to render it navigable for freight and passenger vessels, plying between the waters north and south of the Island:

AND WHEREAS the Canal was at one time navigable and has fallen into disuse because of the gradual filling up with weeds and mud which has rendered it impassable for craft drawing more than one or two feet of water:

AND WHEREAS the Canal lies in the direct line of communication between Cape Vincent in New York State, and Kingston in Canada, both of which are railway terminals, while the route between these points forms a link in a recognized line of travel between New York State and Central Ontario:

AND WHEREAS the passage around the foot of Wolfe Island is long and tedious, and that around the head is often impossible, owing to the strong south-west winds over Lake Ontario, and it is believed that the proposed improvements in the Canal can be made at moderate expense, and would be of great advantage; not only to the immediate neighborhood, but also to the public generally: This Council, therefore, desires to record its approval of the proposed work of improvement, and endorses the proposal to ask the Dominion Government to make a survey and provide an appropriation at the present session of Parliament for the purpose of carrying out the work.

AND BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the Hon. William Harty, to be by him presented to the Government. Carried.

Council adjourned at 9.50 p.m.

City Clerk.

KINGSTON, April 11th, 1904.

A regular meeting of the Council was held in the Council Chamber at 8 p.m. to-day. Present:—Mayor Bell, Ald. Abott, Angrove, Bassam, Behan, Carson, Hoag, Kent, King, Knapp, McCammon, McFarlane, Meek, McLeod, Mowat, Sands, Sears, Strainge, and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications as summarised by the Clerk were read and referred as follows:—

FINANCE AND ACCOUNTS.

E. O. Sliter, asking for remission of $23.10, arrears of taxes for the year 1895, on a lot situated on Bagot Street, North.

Clark W. Wright, applying for a share of the city's fire insurance.

George Ritchie, Toronto, solicitor for J. M. Paterson, asking for the completion of the purchase of the smelter site.

BOARD OF WORKS.

J. A. Fowlie, Secretary of the Orillia Board of Trade, submitting a memorial to the Hon. the Minister of Railways and Canals and asking the Council to join in the effort to have the government proceed to the completion of the Trent Valley Canal.

D. M. McIntyre, City Solicitor, enclosing correspondence between the Grand Trunk Railway Company and the County Clerk in reference to the subway.

N. C. Polson & Co., asking council to take such action as will enable them to secure proper drainage for their property on Ontario Street.

James B. Angrove, asking that the street at his foundry be macadamized and drained.

E. Dini, calling attention to the flooding of his cellar by a spring in the road, owing to the trap being in the wrong position.

FIRE AND LIGHT.

The Corporation Trust Co., offering to supply the City with electricity at half its present cost.

Charles Baylie, applying for the position of electrician, to manage the City's Light Plant when taken over from the Light, Heat & Power Co.

CITY PROPERTY AND MARKETS.

George Adsit and D. Henery, applying for the position of caretaker for the Fair Grounds.

James Andrews, asking compensation for two loads of hay, burned on the hay market.

INDUSTRIES.

Petrie Manufacturing Co., Guelph intimating that they are open for a proposition in the shape of a loan of $60,000, or a guarantee of their bonds for that amount for a period of 20 years, as an inducement to them to locate in Kingston.

W. J. Green, Toronto, asking what inducements the city will give for the location of a metal working industry employing from 100 to 200 men.

FYLED.

Hon. W. Harty, acknowledging the receipt of a resolution of Council in reference to the Wolfe Island Canal; also enclosing a letter from the Hon. the Minister of Marine and Fisheries, acknowledging receipt of the city resolution.

PETITIONS.

Ald. Angrove presented the petition of S. Harkness for the extension of the Water Works on King Street from University Avenue to St. Lawrence Avenue.—Referred to Committee on Water Works.

Ald. Couper presented the petition of Daniel Vick and others asking that Barrie Street between York and Quebec Streets be repaired.—Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented report No. 25, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE.
KINGSTON, April 7th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

WATER WORKS.

Kingston & Pembroke Ry. Co., carting timber.....	$	4 80
Kingston & Pembroke Ry. Co., freight on timber....		18 00
James Campbell, (Clarendon Station) timber contract.		90 00
Francis Tracy, dressing tools.....		90

J. Offord, stamp pad		50
Bell Telephone Co., Tel. eng's res. to Oct. 1		3 33
Grand Trunk Ry. System, freight		4 79
Breck & Halliday, electrical services, &c		26 15
Labor Pay List, ending April 4th		60 02
	$	208 49

Board of Works.

Grand Trunk Ry. Co., freight	$	1 24
K. & P. Ry. Co., freight		105 00
Bell Telephone Co., engineer's telephone		3 34
F. Tracy, dressing tools		1 30
J. Swift & Co., coal		9 50
Warren Bituminous Paving Co., coal tar		435 00
Labor Pay List, ending April 6th		205 06
	$	760 44

City Property.

F. Tracy, dressing tools	$	37

Printing and Stationery.

R. Uglow & Co., sundries	$	3 75

Registry Office.

W. S. Grant, caretaker, 3 months' salary	$	13 00

Law Expenses.

McCraken, Henderson & McDougal, services re subway	$	8 79
McCraken, Henderson & McDougal, re Macpherson vs. City		10 76
	$	19 55

Arbitration.

F. A. Bibby, horse hire for City Clerk at election	$	3 00
G.N.W. Telegraph Co., cablegrams		4 50
	$	7 50

Contingencies.

A. McIlquham, horse hire for City Commissioner	$	2 00
City Registry Office, registering by-law and search		2 35
J. Offord, stamp and pad		60
C.P.R. Telegraph Co., telegrams		2 29
	$	7 24

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. E. KENT,
J. McD. MOWAT,
R. H. TOYE,
J. J. BEHAN,
JOHN McLEOD,
R. MEEK.

Moved by Ald. Behan, seconded by Ald. McLeod, (2) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented report No. 26, from the Board of Works, as follows:—

BOARD OF WORKS.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. On the communication of John H. Mills, asking permission to use the fence on the corner of William and Ontario streets for bill posting, no action.

2. That the Warren Bituminous Paving Co., Toronto, be awarded the contract for 10 tons Trinidad asphalt at $32.00, and 50 tons California asphalt at $30.00 per ton, and 1,000 gallons Kiola at 28c. per gal., all to be f.o.b., Kingston.

3. That S. Grimshaw be awarded the contract for building wooden walks and crossings.

4. That James Laturney be awarded the contract to build a one-horse watering cart, his being the lowest tender.

5. That the City Engineer be authorized to purchase one Austin sprinkler for the new watering cart.

6. That John Corbett be awarded the contract for sewer pipe.

7. That tenders be advertised for the patching of the wooden walks in the City for the remainder of the year.

8. That the crusher, elevator and screen be rented to R. W. Smith for the sum of $75.00 per year, he to give bonds for $800.00 to return the same in as good condition as when received, subject to ordinary wear and tear.

Respectfully submitted.

(Signed) JAS. F. KNAPP, Chairman;
W. E. BASSAM,
GEO. SEARS, excepting clause 7;
J. CARSON,
W. G. STRAINGE,
D. COUPER.

Moved by Ald. Knapp, seconded by Ald. Carson, (3) that the report of the Board of Works be received and adopted.

The Mayor ruled that clause 7 was out of order and the balance of the report was adopted.

WATER WORKS.

Ald. Meek presented report No. 27, from the Committee on Water Works, as follows:—

COMMITTEE ROOM,
KINGSTON, APRIL 7TH, 1904.

WATER WORKS.

To the Mayor and Aldermen of the City of Kingston:

Gentlemen,—Your Water Works Committee beg to report:

1. The coal shed at the Pumping Station is in a much worse condition than it was supposed to be, and in the opinion of the Superintendent it must be rebuilt as soon as possible. The timber for it has been purchased and delivered. It is recommended that specifications be prepared and tenders for the construction of the building called for at once.

2. The Superintendent of the Department urges that the sides of the wharf be built of concrete, and in this the City Engineer concurs. The contract for this work should be let separately. It is recommended that tenders be invited accordingly.

3. The Department wants a horse and waggon for the season. Usually a horse has been hired for about nine months, at $14.00 per month, and the waggon has belonged to the department. A change is now recommended. It is to the effect that the spare horse of the Fire Department, at Station No. 1, be used by the Water Department, and that towards its maintenance the Water Department allow $125 per year, which is usually the amount paid heretofore for a livery horse. The Water Department to have the use of the Fire Department waggon, as it stands, or to be allowed to make any minor change in it, as the Superintendent may suggest, but at the expense of the Water Department.

4. James McIlquham, contractor, desires a water service for two houses which he is about to erect on Alfred street, near to Mack. The initial cost of the work will be $250, (or $300 if the City desires a hydrant and will pay for its erection), and Mr. McIlquham will pay $20.00 a year, which is sufficient interest on the investment according to the law which governs in the case. It recommends that the service pipe be laid, and upon the terms above reported.

All of which is respectfully submitted,

(Signed) R. MEEK, Chairman.
W. W. SANDS,
R. H. TOYE,
H. ANGROVE,
R. H. ABBOTT,
J. McD. MOWAT.

Moved by Ald. Meek, seconded by Ald. Angrove, (4) that the report of the Water Works Committee be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented report No. 28, from the Committee on City Property and Markets, as follows:—

Committee Room,
Kingston, April 8th, 1904.

CITY PROPERTY AND MARKETS.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. That W. N. Lemmon be awarded the contract for painting the interior of the Bank of British North America and reglazing the windows in the Bank Messenger's quarters, for the sum of $81.00, his being the lowest tender.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. King, (5) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented report No. 29, from the Committee on Fire and Light, as follows:—

Committee Room,
Kingston, April 6th, 1904.

FIRE AND LIGHT.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. On the communication of J. M. Campbell, that the attached report be adopted.
2. That the communication of Jno. F. McEwen, applying for the position of Superintendent of the Light, Heat and Power plant, be filed.
3. That the communication of T. T. Simpson, Ottawa, be filed.
4. That Thomas Lambert be awarded the contract for fourteen suits for the firemen at $14.50 per suit, his being the lowest tender.
5. That Geo. Mills & Co. be awarded the contract for fourteen caps for the firemen at $2.75 each.
6. That Frank Burns be appointed callman.
7. On the communication of H. Newman and H. N. Graham applying for the position of callman, no action.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. McD. MOWAT,
J. CARSON,
JNO. McLEOD,
S. H. McCAMMON,
W. W. SANDS,
R. H. ABBOTT.

Committee Room,
Kingston, April 8th, 1904.

COMMITTEE ROOMS,
KINGSTON, April 11th, 1904.

To the Mayor and Council:

Gentlemen:—The Committee on Fire and Light to whom was referred the communication of Mr. John Campbell, asking permis-

sion to erect poles and wires in the City streets for the transmission of electric current generated at Kingston Mills falls, beg leave to report as follows:—

Your Committee submits that it is of the utmost importance that the Light, Heat and Power plant soon to be taken over by the City, should be protected from the competition of private plants and to that end that the power of granting leave to individuals or companies to transmit, sell and distribute electric current for lighting, heating and manufacturing purposes within the limits of this Municipality should be jealously guarded and cautiously exercised.

While this is so your committee is also of the opinion that the interests of the City as an industrial centre demand that no restriction beyond what is required for the protection of the Municipal plant be placed in the way of private enterprise seeking to develop water powers in the vicinity of Kingston and transmitting the current developed to the City for use by manufacturers and others.

After considering these two phases of the question, your committee believe that private enterprise may be adequately recognized and encouraged and the interests of the City as an operative owner safeguarded by some such arrangement as this:—

(1) Grant permission to Mr. Campbell to erect a power transmission line of poles and wires along Montreal Street from the northern City limits to a point in line with Barrack Street produced westerly, thence along said line and along Barrack Street to King Street, thence along King Street to Queen Street, thence along Queen Street to Ontario Street, thence to the site of the present Mill building of Mr. Campbell, with the right to transfer the terminus of the line to the proposed new mill on Ontario Street when completed, and to transmit electric current over and along the same, it being understood that where the City has a line of poles along any part of said route, said poles shall be used as a part of said power transmission line if approved by the City Engineer, and where Mr. Campbell erects a line of poles along any part of said route said poles or any of them may be used by the City as a power line if approved by the City Engineer; suitable provision being made as to repairs and maintenance by the parties respectively owning and using said poles.

(2) Restrict the user of the current transmitted over such power transmission line within the City:

First—To the flouring mill now in operation and to the flouring mill and factory to be erected by Mr. Campbell upon lands to be specifically set forth and described.

Secondly—To the following, or any or either of the following users of power in the City as to the excess or surplus current not re-

quired in the flouring mill and factory aforesaid, namely: The Canadian Locomotive Company, The Frontenac Cereal Company, and the occupant or owners of the Kingston Foundry premises, such excess or surplus current to be used on the premises of such company or companies or persons.

(3) Provide that the City as to such excess or surplus current aforesaid shall have an option in precedence of all other users to purchase at a price to be fixed by two experts, one named by each of the contracting parties, the City and Mr. Campbell, and if such experts shall fail to agree they shall call in a third expert, and the finding of a majority of them shall be the price to be paid; provided that the City shall, after the price is so fixed, have one month in which to determine whether or not a contract shall be made as hereinafter provided; provided that the City shall within three months after its taking possession of the plant of the Light, Heat & Power Company, or within one month after Mr. Campbell is delivering electric current at his flouring mill, whichever shall last expire, notify Mr. Campbell of its intention to exercise said option.

(4) If the City decided to purchase such excess or surplus current, then a contract shall be entered into between the City and Mr. Campbell in respect of the same—such contract to contain such stipulations and provisoes as shall be deemed necessary in the interest of both parties and for the protection of persons and property and existing rights, and to extend for a period of five years from the making thereof; and in case the City and Mr. Campbell shall be unable to agree upon the terms of said contract or one or any of them, then such term or terms shall be settled by the experts aforesaid in the same manner as herein provided as to the price.

(5) It is understood that the term excess or surplus current, when the City shall contract to purchase the same from Mr. Campbell, shall be limited to a maximum of 200 horse-power and a minimum of 50 horse-power; the intent of the agreement being that the City shall not be bound to accept, nor Mr. Campbell be entitled to deliver, a greater quantity of current than 200 horse power nor a less quantity than 50 horse-power.

(6) It is understood that, in the event of the City contracting to take the excess or surplus current as herein provided, the substation to receive all the current transmitted to the City shall be located on the property of the City.

(7) If the City decides not to exercise such option to purchase such excess or surplus current, then Mr. Campbell shall be at liberty to erect a power transmission line along Ontario Street and subject to such conditions and stipulations as may be necessary in the interest of the City and for the protection of persons, property and exist-

ing rights, and to transmit and sell such excess or surplus current to the aforesaid users of power or any of them; provided that at the end of five years the City shall have the right to elect to purchase such excess or surplus current at a price to be fixed by experts as aforesaid, and the subsequent proceedings in and about the fixing of the price to be paid, and the making of the contract shall be as above set out; and thereafter from time to time at the end of each subsequent period of five years the City shall have the option of purchasing such excess or surplus current, and upon electing to exercise such option the proceedings shall be as above outlined.

(8) In view of the fact that the leasehold interest of Mr. Campbell is terminable under certain conditions by his immediate lessors, The Kingston, Portsmouth & Cataraqui Electric Railway Co. and by the paramount landlord, the Crown represented by the Honorable the Minister of Railways and Canals, any agreement for the sale of such excess or surplus current to the City shall provide that in case of the determination of his interest by either said Company or the Crown, Mr. Campbell shall be exonerated from the further performance of such agreement to sell said current to the City, and in case the said Company or the Crown shall fail or refuse to assume and carry out the obligations of Mr. Campbell under such proposed agreement, then all the rights conferred upon Mr. Campbell for the erection of a power transmission line and the sale and delivery of current within the City shall be forfeited and void.

(9) In case the City elects to purchase such excess or surplus current and Mr. Campbell refuses to enter into an agreement with the City as aforesaid, or in case Mr. Campbell's rights shall become forfeited and void by the happening of any contingency as herein provided, then all his rights upon the streets of the City in respect of such power line and the transmission of electricity along same shall be absolutely forfeited and void and Mr. Campbell shall forthwith remove such power line from the streets of the City, and in case he shall fail to do so within one month after being notified by the City, the City may remove such power line from the streets at his expense.

(10) In case the said flouring mill and factory of Mr. Campbell, or either of them, shall not use, or shall cease to use, current developed and transmitted from Kingston Mills falls as herein mentioned, then the provisions of said arrangement as herein set forth shall apply to all the current generated at said falls which shall be transmitted to the City of Kingston.

(11) Provide that Mr. Campbell shall develop power at said falls and transmit electric current to the City of Kingston within twelve months after granting him leave as herein proposed, failing which he shall forfeit all rights conferred on him by said proposed agreement.

(12) Provide that in case Mr. Campbell shall, after beginning to transmit electric current to the City, cease or fail for six months continuously to transmit electric current to the City, he shall forfeit all rights conferred on him by said proposed agreement.

(13) Provide by such agreement that the right to transmit and distribute electric current in the City shall extend only to current developed from Kingston Mills falls and not otherwise.

(14) Mr. Campbell shall not furnish electric current transmitted to Kingston under said agreement to the Kingston, Portsmouth & Cataraqui Electric Railway Company, nor shall the City in case it shall purchase said excess or surplus electric current furnish such current or any part of the same to the said Kingston, Portsmouth & Cataraqui Electric Railway Company.

(15) Mr. Campbell shall be liable for all damages arising from the construction and maintenance of any power transmission line that he may be authorized to erect under said proposed agreement and shall indemnify and save harmless the City from all actions and claims for damages in respect of injuries arising or alleged to arise by reason of the construction and maintenance of said line and the transmission of electric current over and along the same whether such actions and claims are brought and made in respect of persons or property or existing rights upon the streets of the City.

(16) This arrangement shall apply to Mr. Campbell and any person or company claiming under him by transmission or assign ment of interest.

All of which is respectfully submitted.

Moved by Ald. Toye, seconded by Ald. McLeod, (6) that the report of the Committee on Fire and Light be received and adopted.

The report was considered clause by clause.

Moved by Ald. Bassam, seconded by Ald. Angrove, (7) that clauses 6 and 7 be referred back to the Fire and Light Committee.—Carried.

Moved by Ald. Kent, seconded by Ald. Behan (8) that Council go into committee of the whole, the Mayor in the chair, on consideration of clause 1 of the report.—Carried.

After consideration of clause 1 in committee the chairman withdrew the clause from the report and the report as amended was adopted.

AUDITORS' REPORT.

The Auditors' Report of the receipts and expenditures for the year 1903 was read as follows :

AUDITOR'S REPORT.

To the Mayor and Alderman of the Corporation of the City of Kingston:

Gentlemen,—We have completed the audit of the City Books and those of the Board of Education, and House of Industry, for the year ending 31st December, 1903; statements of which we now present.

We find that the transfers from the Assessor's Rolls to the Collector's Rolls, and the calculations of the same are correct.

The returns of uncollected taxes for the years 1900, 1901, 1902, 1903, show as follows, viz.,—1900 overpaid $2.36, 1901 short $29.30, 1902 short $64.84, 1903 short $832.26, making a total shortage on the 31st December, 1903, of $924.04.

The books of the Treasurer are correct. Warrants and vouchers for all payments made by him were produced.

The securities of the Treasurer are for the proper amount.

The Collector's Securities are one less than required by By-Law, owing to the death of one of the bondsmen.

All monies received by the Police Department for fines, fees and Licenses, have been paid to the Treasurer.

The Securities of the sinking fund investment deposited in the Bank of B.N.A. were examined and a statement of the same is submitted.

In consequence of the large amount of Statute Labor and Dog Tax returned as uncollected with every final roll, we would most respectfully suggest that Statute Labor and Dog Tax should be collected on a separate roll similar to Street Watering and that the collection of the same should begin as soon as possible after the return of the Assessment Rolls.

We are

Yours very respectfully,

WM. H. MILLER,
D. F. ARMSTRONG, } Auditors.

Kingston, April 4th, 1904.

Moved by Ald. Behan, seconded by Ald. King, (9) that the report of the Auditors be referred to the Finance Committee.

During the discussion on this motion Ald. King moved the previous question, which being put, was sustained, and the motion being put was carried.

BY-LAWS.

CLERGY STREET SIDEWALK.

Ald. Kent presented By-law No. 13, 1904, a By-law to authorize the construction of an artificial stone sidewalk in a part of Clergy

Street, in the City of Kingston, as a local improvement, under the provisions of the Municipal Act in that behalf.

The By-law received its first reading, and, the 31st rule being suspended its second and third readings, the second being in committee of the whole, Ald. Behan in the chair; and was signed and sealed, being adopted on the following division:—

Yeas—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Mowat, Sands, Sears, Strainge, and Toye—19.

Nays—0.

CLARENCE STREET SIDEWALK.

Ald. Kent presented By-law No. 14, 1904, a By-law to authorize the construction of an asphalt sidewalk in a part of Clarence Street, in the City of Kingston, as a local improvement, under the provisions of the Municipal Act in that behalf.

The By-law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Sands in the chair; and was signed and sealed, being adopted on the following division:—

Yeas—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Mowat, Sands, Sears, and Toye—18.

Nays—0.

UNION STREET SIDEWALK.

Ald. McFarlane presented By-law No. 15, 1904, a By-law to authorize the construction of an asphalt sidewalk in a part of Union Street as a local improvement, under the provisions of the Municipal Act, in that behalf.

The By-law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in committee of the whole, Ald. Toye in the chair; and was signed and sealed, being adopted on the following division:—

Yeas—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Mowat, Sands, Sears, Strainge, and Toye—19.

Nays—0.

WILLIAM STREET SIDEWALK.

Ald. Carson presented By-law No. 16, 1904, a By-law to authorize the construction of an asphalt sidewalk in a part of William Street, in the City of Kingston, as a local improvement, under the provisions of the Municipal Act in that behalf.

The By-law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in com-

mittee of the whole, Ald. Hoag in the chair; and was signed and sealed, being adopted on the following division:—

Yeas—Mayor Bell, Ald. Abbott, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Mowat, Sands, Sears, Strainge, and Toye—18.

Nays—0.

MOTIONS.

TO PAY GRANTS AND SALARIES.

Moved by Ald. Behan, seconded by Ald. Mowat, (10) that the City Treasurer be authorized to pay the grants to Charitable Institutions, and salaries, when due, as provided in the budget.—Carried.

TO PROSPECT WATER POWERS.

Moved by Ald. Sears, seconded by Ald. Toye, (11) that the following committee be appointed to consider the feasibility of prospecting the different water powers in our vicinity and report promptly:—Ald. Behan, McLeod, Carson, Mowat and the mover.—Carried.

INSTRUCTIONS TO CITY ENGINEER.

Moved by Ald. King, seconded by Ald. Bassam, (12) that the City Engineer be requested to carry out the instructions of last year's Board of Works regarding the numbering of the properties on Albert Street.—Carried.

Moved by Ald. Carson, seconded by Ald. Knapp, (13) that the Bell Telephone Co. be instructed by the City Engineer to remove the old poles that have been replaced by new ones on the city streets.—Carried.

Council adjourned at 11.05 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, April 25th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abott, Angrove, Bassam, Carson, Couper, Hoag, Kent, King, Knapp, McCammon, McFarlane, McLeod, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Mowat, seconded by Ald. Kent, (1) that the minutes of the last meeting be adopted as printed.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk were read and referred as follows:

FINANCE AND ACCOUNTS.

H. S. Begg, applying for remission of taxes on the personal property of his father, who died in February last.

F. C. Ireland, City Treasurer, asking for a correction in arrears of the assessment of lot 15, Princess Street, and lot 7, Nelson Street.

George Thompson, resigning his position as City Tax Collector.

John McLeod, asking for a refund of taxes for 1901, on his tannery, which was burned in 1900.

Samuel Nesbitt, Reeve of the Village of Brighton, Ont., asking Council to send representatives to the conference to be held in the opera house, Brighton, on the 11th of May, for the purpose of discussing the relations of the different municipalities to the Ontario Electric Railway Co.

Eliza Munro, asking for a reconsideration of her request for remission of taxes on account of poverty.

BOARD OF WORKS.

L. W. Shannon, Secretary of the Local Board of Health, enclosing a communication from William and R. J. Robinson, complaining of the filthy condition of the O'Kill Street sewer.

D. Reeves, asking that a fire alarm pole on Wellington Street be removed.

A. K. Kirkpatrick, City Engineer, informing Council that he has granted permission to the Kingston, Portsmouth & Cataraqui Electric Railway Co. to lay a switch on Princess Street at or near the corner of Clergy Street.

Rev. T J. Glover, calling attention to the dangerous condition of the Street Railway crossing in front of " Hillcroft Academy."

Daniel Reeves, asking the city to assist him in building a sewer in a part of Wellington Street.

James S. Potter, Sailors' Missionary, asking for the removal of shade trees from in front of the Fenwick property, at the corner of King and Barrack Streets.

FIRE AND LIGHT.

Sidney L. Rose, B.Sc., applying for the position of Electrical Engineer of the power plant.

D. M. McIntyre, chairman of the Board of Governors of the Kingston General Hospital, asking for additional fire protection.

Fred A. Reid and John Burns, firemen, applying for an increase of pay.

The Frontenac Cereal Co., asking the city to install a new gas metre in their works.

Kirkpatrick, Rodgers & Nickle, asking for a rate for the supply of power for the operation of the electric road.

CITY PROPERTY AND MARKETS.

Louis Hebert, H. N. Hogan and Dougal Campbell, applying for the position of caretaker of the Fair Grounds.

John Macdonald, Secretary of the Board of Education, asking for the use of the seats in the City Hall for a children's demonstration on Empire Day.

FYLED.

D. M. McIntyre, City Solicitor, notifying Council that on the 20th instant judgment was delivered by the Privy Council dismissing the appeal of the Kingston Light, Heat & Power Co. from the judgment of the Court of Appeal for Ontario, and suggesting that a committee of Council be empowered to represent the Corporation in and about the taking over of the plant, and in connection with all preliminary steps therewith.

Moved by Ald. McFarlane, seconded by Ald. Knapp, (2) that the communication of D. Reeves (in reference to the construction of a sewer on Wellington Street) be referred to the chairman of the Board of Works and City Engineer, with power to act.

PETITIONS.

The following petitions were presented and referred to the Board of Works:—

Ald. Meek, from John Hunter and others against street watering in Princess Street, west of Victoria Street.

Ald. Sands, from William C. Spencer and others for the construction of a tile sewer as a local improvement in Sydenham Street.

Ald. Meek, from C. J. Hinckley and others for the construction of an artificial stone walk as a local improvement in University Avenue.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Kent presented report No. 31, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, APRIL 23RD, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Office Specialty Manufacturing Co., 1 desk	$ 25 00
W. B. Dalton & Sons, Hardware	19 18
Labor Pay List ending April 20th	295 07
	$ 339 25

Water Works.

Kingston Light, Heat & Power Co., gas and electric light.	$ 68 87
Labor Pay List ending April 18th	88 37
W. H. Miller, Auditor	75 00
D. F. Armstrong, Auditor	75 00
	$ 307 24

Fire and Light.

W. Marshall, use of box stall	$ 10 50
Bell Telephone Co., gong	25 00
Bell Telephone Co., Engineer's telephone	3 33
E. Ashley, repairing gong, box and switch	5 00
Kingston Light, Heat & Power Co., lighting streets	1,859 94
Kingston Light, Heat & Power Co., gas and electric light	32 36
F. Greenwood, hay	11 85
	$1,947 98

City Property.

Kingston Light, Heat & Power Co., gas and electric light	$ 145 61
Charles H. Powell, jobbing	3 78
	$ 149 39

By-Law Election.

T. H. Ferguson, lunches	$	13 00
News and Times, advertising		43 50
Freeman, advertising		37 50
R. J. McClelland, services as Secretary		35 00
F. Hewitt, typewriting voters list		5 00
T. McAuley, stationery, etc		5 80
British Whig, advertising and printing		119 30
	$	259 10

Salaries.

W. H. Miller, Auditor	$	175 00
D. F. Armstrong, Auditor		175 00
	$	350 00

Refund of Taxes.

W. C. Amey, refund for vacancy	$	93

Contingencies.

F. C. Ireland, travelling expensee of Clerk and Treasurer	$	90 00
J. P. Hanley, pauper passes		4 25
S. A. Hentig, postage stamps		5 00
George Hanson, rubber stamp		75
	$	100 00

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. E. KENT,
JOHN McLEOD,
R. MEEK.
J. McD. MOWAT,

Moved by Ald. Kent, seconded by Ald. McLeod, (3) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented report No. 32, from the Board of Works, as follows:—

COMMITTEE ROOM,
KINGSTON APRIL 23RD. 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

On the communication of D. M. McIntyre, City Solicitor, re sub-way, that his advice be adopted.

That the communication from J. Fowlie, Secretary Orillia Board of Trade, re Trent Valley Canal be filed.

That the communication of N. C. Polson & Co., re sewer in that portion of Ontario Street between Princess and Queen Streets be referred to the Local Board of Health for action.

Respectfully submitted.

(Signed) JAS. F. KNAPP, Chairman;
W. G. STRAINGE,
GEO. SEARS,
D. COUPER.
J. CARSON,
W. E. BASSAM,

Moved by Ald. Knapp, seconded by Ald. Strainge, (4) that the report of the Board of Works be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented report No. 33, from the Water Works Committee, as follows:—

COMMITTEE ROOM,
KINGSTON, APRIL 23RD, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:

1. Mr. Newlands has prepared the plans and specifications for the new coal shed, to be constructed on the Water Department's Wharf, and tenders have been invited for the work. Your Committee recommend that it be authorized to open the tenders when received and award the contract.

2. It being found inadvisable to use the Fire Department's spare horse for the service of this department, tenders were called for in connection with it, and the lowest that of T. C. Wilson & Son was accepted, the horse to be approved by the Superintendent of the Department.

All of which is respectfully submitted.

R. MEEK, Chairman;
R. H. TOYE,
J. McDONALD MOWAT,
H. ANGROVE,
R. H. ABBOTT,
W. W. SANDS,
R. N. F. McFARLANE.

Moved by Ald. Meek, seconded by Ald. McFarlane, (5) that the report of the Water Works Committee be received and adopted. —Carried.

FIRE AND LIGHT.

Ald. Toye presented report No. 34, from the Fire and Light Committee, as follows:—

COMMITTEE ROOM,
KINGSTON, APRIL 23RD, 1904,

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

That William Miller, Mechanical Engineer of the Fire Department, be given three months further leave of absence without pay.

That the communication of Charles Bayley, applying for position of Electrical Engineer, be held over for further consideration.

Your committee further recommend that your committee be authorized to act for the council in and about the taking possession of the Kingston Light, Heat & Power Co., and in view of the taking over of the plant by the city in the near future, your committee be authorized to procure such reports from an expert or experts as the committee may deem to be necessary in the city's interest upon the present condition of the plant, its suitability to the needs of the city and the changes and additions required to be made to the plant with a view to future extensions, and generally upon such other matters as bear upon the economical use of the plant and its adaptation to the present and future requirements of the city.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
S. H. McCAMMON,
J. CARSON,
J. McDONALD MOWAT,
W. W. SANDS,
R. H. ABBOTT,
JOHN McLEOD.

Moved by Ald. Toye, seconded by Ald. McLeod, (6) that the report of the Fire and Light Committee be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented report No. 35, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, APRIL 23RD, 1904.

To the Mayor and Aldermen of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

On the communication of W. Andrews, Wolfe Island, asking for compensation for two loads of hay burned on hay market, no action.

That the City Engineer be authorized to make the necessary alterations to chimney in Messenger's Quarters to provide proper draught.

That before specifications are prepared for the erection of a stand pipe and more efficient fire protection in the City Buildings, the Fire Underwriters Association be asked to specify the improvements of this kind required to permit a reduction in the rate of insurance, and to name the reductions in rate that would be allowed for specified improvements, and that in the meantime the necessary steps be taken to bring the water into the building to supply the protection desired.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
FRANCIS KING,
W. W. SANDS,

Moved by Ald. McFarlane, seconded by Ald. King, (7) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

PRINTING AND STATIONERY.

Ald. King presented report No. 36, from the Committee on Printing and Stationery, as follows:—

COMMITTEE ROOM,
KINGSTON, MARCH 21ST, 1904.

To the Mayor and Council of the Ctty of Kingston:

Gentlemen,—The Committee on Printing and Stationery beg leave to report and recommend as follows:

1. Tenders for printing the debentures required for the completion of the purchase of plant of the Kingston Light, Heat and Power Company were received from the British Whig Publishing Company and from W. Jackson.

2. Your Committee recommend that the contract be awarded to W. Jackson, his being the lowest tender.

Respectfully submitted.

(Signed) FRANCIS KING, Chairman ;
H. ANGROVE,
T. J. RIGNEY,
R. H. ABBOTT.

Moved by Ald. King, seconded by Ald. Angrove, (8) that the report of the Committee on Printing and Stationery be received and adopted.—Carried.

BY-LAW.

RESPECTING THE COLLECTOR'S ROLLS.

Ald. Meek introduced a By-Law respecting the Collector's Rolls, which was read the first time, as follows :—

PASSED.

Whereas section 130 of the Assessment Act contains certain provisions respecting the making of the Collector's Rolls in cities and it is expedient by by-law to make such provisions applicable to the City of Kingston :—

Be it therefore enacted by the Council of the Corporation of the City of Kingston as follows :—

1. The City Clerk shall make a Collector's Roll or Rolls as may be necessary, containing columns for all the information required by the Assessment Act, to be entered by the Collector therein.

2. In such Roll or Rolls the Clerk shall set down the name in full of every person assessed and the assessed value of his real and personal property and taxable income as ascertained after the final revision of the assessment roll, and opposite the assessed value he shall set down in a column the amount for which the person is chargeable for all sums ordered to be levied by the Council of this municipality for the purposes thereof.

3. Appended to each and every such Roll or Rolls there shall also be a table setting forth the following information, namely :—

(*a*) The total amount of taxes levied and collected under and by virtue of such Roll or Rolls.

(*b*) The name and amount of each rate levied by this municipality which is required by law or by the by-law imposing it, to be kept distinct and accounted for separately and specifying the aggregate proceeds of each such rate so levied and collected.

4. This by-law shall come in force and take effect on its passing.

Council adjourned at 9.45 p.m.

City Clerk.

COUNCIL CHAMBER,

Kingston, May 9th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 P.M. to-day. Present:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Carson, Couper, Kent, King, Knapp, Mallen, McFarlane, McLeod, Meek, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. McLeod, seconded by Ald. Kent, (1) that the minutes as printed be adopted.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

J. M. Sherlock, Toronto, objecting to the manner in which he was billed for arrears of taxes.

BOARD OF WORKS.

A. K. Kirkpatrick, City Engineer, asking Council to condemn a sewer on the north side of Princess Street, west of Division Street.

D. J. Millan, asking permission to drain his premises into the sewer on Ontario Street.

J. M. Campbell, applying for permission to erect poles and wires for the transmission of power from Kingston Mills for his own use.

FIRE AND LIGHT.

Frank Burns, withdrawing his application for the position of call man to the Fire Department.

Thomas Mullinger, resigning his position as call man to the Fire Department.

Board of Govenors of the School of Mining, offering the use of their steam plant for the purpose of generating power.

James Turner, applying for the position of call man to the Fire Department.

D. M. McIntyre, City Solicitor, enclosing a printed copy of the judgment of the Privy Council dismissing the appeal of the Kingston Light, Heat and Power Co. vs. the Corporation of the City of Kingston from the judgment of the Court of Appeal for Ontario.

Victoria Day Celebration Committee, asking that the Fire Departmen be allowed to take part in the Victoria Day Celebration.

CITY PROPERTY AND MARKETS.

Victoria Day Celebration Committee, asking for the use of the Fair Grounds on Victoria Day, and that the race track be put in order

H. G. LeHeup, offering to rent the cattle pound in the Hay Market for the inspection of hides.

S. Conley, asking to be reinstated as caretaker of the Fair Grounds.

PARKS.

Kirkpatrick, Rogers & Nickle, Solicitors for M. H. Folger and James McParland, asking pay for the damages to their property caused by the recent discharge of the cannon in Macdonald Park.

PETITION.

Ald. King presented the petition of W. Gill and others for the watering of Brock Street from University Avenue to Alfred Street.—Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Kent presented report No. 37, from the Committee on Finance and Accounts, as follows:

Mayor's Office,
Kingston, May 6th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Howland Bros., overalls	$ 1 50
Thomas Howland, Cab driving	2 00
Carnovsky Wood Manufacturing Co., bungs	3 00
Labor Pay List, ending May 4th	762 88
	$769 38

Water Works.

Labor Pay List, ending May 2nd	$ 74 87

Fire and Light.

Bell Telephone Co., wire	$ 1 60
F. G. Locket, boots	3 50
Grand Trunk Railway Co., freight	1 27
Breck & Halliday, electrical repairs	22 78
	$29 15

City Property and Markets.

Lemmon, Claxton & Lawrenson, sundries	$ 8	31
Robert Blakely, carting rubbish from market No. 1	12	80
	$ 21	11

Printing and Stationery.

T. McAuley, journal	$	35

Parks.

Labor Pay List, ending May	$ 4	50

Police Department.

Abernethy Estate, boots and overshoes	$ 5	90

By-Law Election.

Joseph McConnell, use of Hall	$ 10	00

Salaries.

W. H. Miller, special audit of Separate School Taxes	$ 10	00
D. F. Armstrong, special audit of Separate School Taxes	10	00
	$ 20	00

Contingencies.

J. P. Hanley, pauper passes	$ 10	60
Department of Militia and defence rent	1	00
R. J. McClelland, postage stamps	2	00
City Registry Office, searches and productions	1	40
	$ 25	00

2. Upon the commnuication of Mr. George Thompson, resigning his office of Collector of Taxes, your committee recommend that the same be accepted, but that all the rights and remedies of the City against the said Collector of Taxes and his sureties be reserved: that a copy of the interim report of the auditors, disclosing the position of the accounts of the said Mr. George Thompson in his said office of Collector of Taxes up to December 31st, 1903, be sent at once to said Thompson and to each of his sureties; that a special audit of the books of office of the said Thompson be made forthwith from the date of the last audit to the date of his retirement from office, and that a statement of the result of such final audit be forwarded at once to said Thompson and each of his sureties.

3. That William H. Miller and David F. Armstrong, the auditors appointed to audit the accounts of 1903, be appointed to make the special audit and report to this Council at as early a date as possible, their remuneration to be $40 each.

4. That William King be appointed to collect the taxes on the rolls now in the hands of the Tax Collector, his remuneration to be a percentage of the taxes collected, graded as follows:

On the first $10,000, one half of one per cent.

On the next $10,000, one per cent.

On the next $10,000, two per cent.

On the balance, five per cent.

That Mr. King be under the supervision of the City Treasurer who shall report to the Council fortnightly the progress he is making in the collection of the arrears.

5. On the communication of John McLeod, asking for a refund of the taxes of 1901 upon his tannery which was destroyed by fire, your committee recommend that the taxes on his assessment over and above $10,000 be refunded.

6. On the communication of H. S. Begg, asking for remission of taxes on the personal property of his late father, your committee recommend no action.

7. On the application of Eliza Munro for remission of taxes for 1903, on the ground of poverty, your committee recommend that she be allowed the same remission as was granted to her last year by the Court of Revision, viz: one half of her taxes.

8. On the communication of E. O. Sliter asking for remission of taxes for 1895 on part of Lot No. 281, Bagot Street, your committee recommend no action.

9. On the communication of F. C. Ireland, City Treasurer, your committee recommend that he be authorized to write off $11.63, arrears of taxes on Lot No. 7 Nelson Street, and $6.47, arrears of taxes on Lot No. 15 Princess Street, charged erroneously.

10. On the communication of George Ritchie, Solicitor for J. M. Paterson, Toronto, asking for the completion of the purchase of the Smelter site, your committee recommend no action.

11. On the communication of Samuel Nesbitt, Reeve of the Village of Brighton, asking Council to send representatives to a conference for the purpose of discussing the relations of the various municipalities to the Ontario Electric Railway Company, your committee recommend no action.

12. Your Committee submit herewith the report of the City Treasurer and City Clerk on the consolidation of offices, and beg

to report that they have approved of the recommendations contained therein.

Respectfully submitted,

(Signed) J. H. BELL, Mayor and Chairman.
R. E. KENT,
R. MEEK.
R. H. TOYE,
JOHN McLEOD,

Moved by Ald. Kent, seconded by Ald. McLeod, (2) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

Consolidation of Offices.

Kingston, April 21st, 1904.

To the Mayor and Members of the Finance Committee:

Gentlemen,—

In compliance with the recommendation of the Finance Committee, passed in Council on March 28th, we have visited the cities of London, Brantford, Hamilton, Toronto and Ottawa, and beg to report as follows:

All the cities named own and operate Water Works Systems, but none of them have as yet acquired possession of a lighting plant.

In all of these places the Tax Collector is under the supervision of the Treasurer though an appointee of the Council and finally responsible to it for the proper performance of his duties. The collection of the taxes and water rates is generally made in the same office, though the system varies somewhat in the different places. In London and Brantford especially the taxes are very closely collected, there being virtually no arrears outstanding in either place.

It is the practice of all these cities to place the street watering taxes on the general roll, thus enabling them to be collected with the general taxes; and to enter the general taxes in one column of the collector's roll instead of having separate columns for the city rate, debenture rate, school rate and school debenture rate, as is the custom in Kingston, thus effecting a great saving of time and useless labor in the preparation of the rolls.

In London and Brantford, dog and Statute labor taxes are collected before the general tax rolls are made up, the list being handed, in London to the License Inspector, and in Brantford to the Chief of Police, who see to their collection.

In Toronto, Hamilton and Ottawa the Water Works is managed by a Committee of the Council; in Brantford and London by three commissioners, the Mayor, ex-officio, being one. No salaries are paid to the commissioners in London but in Brantford the chairman is paid $200.00 and the members $150.00 each per annum.

In Hamilton, all property adjacent to a water works service is charged water rates and the city derives a large revenue from the department. London also derives a large revenue from the Water Works Department, and, in a lesser degree, so does Brantford. In Toronto the rates are very low but any surplus from the department goes into the general funds. In Ottawa the city charges the Water Works Department with one half of the salaries of the principal City officials and gets all the water it requires for street watering, fire protection or any other purpose free of charge, but otherwise gets no revenue from the department.

In London, the Tax Collector, Treasurer and Collector of Water Rates are all in one office, the taxes being collected by the Tax Collector with one assistant, and the water rates by one receiver with two clerks, there being eight officials in the office.

In Hamilton there are two receivers who take water rates and taxes indiscriminately. The Tax Collector has a private office of his own and there are several clerks to write up the entries in the tax books.

In Ottawa one receiver takes all the taxes and water rates, the collector having, as in Hamilton, a staff of five or six clerks under him.

As a result of our inquiries, we recommend:

(1) That after this year the street watering assessment By-Law be passed in March without waiting for petitions, that the street watering roll be returned to the City Clerk on or before the 15th of April, in each year, and that the Street Watering taxes be placed on the general tax roll.

(2) That dog and statute labor taxes be placed on a special roll to be delivered to the collector not later than December 31st each year; that these taxes be made payable on the 1st of February and that a By-Law be passed imposing penalties on all who have not paid on or before the 15th of February, the collector being instructed to summon them before the Police Magistrate for a breach of the By-Law.

(3) That all taxes and rates be received and all payments made in one office under the control of the Treasurer.

(4) That a By-Law be passed authorizing the City Clerk to enter the general taxes in the Collector's Roll under one heading as authorized by section 130, sub-section 1 of the Assessment Act.

(5) That there be two receiving boxes at which the taxes, water and light rates will be received indiscriminately, the taxpayer being thus enabled to pay all his taxes at the same time to one official; and that the Treasurer be given full power to arrange the duties of the officials in the office to the best advantage.

An examination of the Collector's Roll by the Treasurer shows that only about 40 out of 7,000 persons whose names appear upon the rolls, take advantage of the instalment system of paying their taxes, we therefore recommend:

(6) That the taxes including street watering, local improvement and snow shovelling taxes, be made payable in one sum on the 15th of June. That a discount of 2 per cent. be allowed if paid on or before the 30th of June and that 5 per cent. be added to all those unpaid on the 1st of September; that the collector be instructed to levy for all taxes unpaid on the 1st of October and to return the rolls to the Treasurer on the 31st of December in each year.

If these recommendations be adopted, and if the services of the present accountant of the Light, Heat & Power Co. be retained, we are of the opinion that the staff at present employed in the offices of the Treasurer and Collector of Water Rates together with such clerical assistance as may be required during the busiest times, would be sufficient to do the work. The appointment of one of the staff, other than the Treasurer, as Collector of Taxes, would be legally necessary.

In conclusion, we beg to acknowledge our indebtedness to the officials of all the cities we visited who received us with unfailing courtesy and supplied us with all the information in their power.

All of which is respectfully submitted.

F. C. IRELAND,
City Treasurer.

L. W. SHANNON,
City Clerk.

BOARD OF WORKS.

Ald. Knapp presented report No. 38 from the Board of Works as follows:

Committee Room,
Kingston, May 5th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. On the communication of T. J. Glover calling attention to the dangerous condition of the Street Railway Crossing in front of Hillcroft Academy, that the road bed at that point be repaired.

2. On the communication of Daniel Reeves asking the City to construct a sewer on Wellington Street, from the corner of William Street to connect with a sewer in William Street. Your committee beg to report that the said sewer has been constructed.

3. That the request of Daniel Reeves for the removal of the fire alarm pole immediately in front of the house he is building on Wellington Street be granted.

4. That the petition of C. J. Hinckley and others for an Artificial Stone sidewalk on the east side of University Avenue, from the south side of Earl Street, south to connect with an Asphalt sidewalk north of Clergy street, be granted as it is certified sufficiently signed by the Assessor.

5. That the petition of W. C. Spencer and others for a Local Improvement Sewer in Sydenham Street, from Ordnance Street southerly 110 feet, be granted as it is certified sufficiently signed by the Assessor.

6. That the petition of John Hunter, Jr., and others requesting the discontinuance of the Street Watering on that part of Princess Street, west of Victoria Street, be not granted as it is certified not sufficiently signed by the Assessor.

7. That the request of James S. Potter for the removal of trees in front of the Fenwick Property, corner of King and Barrack Streets, now used as an Recreation and Reading room and Chapel for Sailors, be granted under the supervision of the Chairman and City Engineer.

8. That the City Engineer be authorized to purchase 2 car loads of Sewer Pipes and one car load of Cement from the Contractors.

10. On the petition of David Vick and others asking that Barrie Street from York Street to Quebec Street be repaired, that it be left with the Chairman and City Engineer with power to act.

11. On the communication of Alexander K. Kirkpatrick, City Engineer, notifying Council he was granting the Kingston, Portsmouth & Cataraqui Electric Railway Company permission to lay a crossing siding west of Clergy Street, that the City Engineer be requested to withdraw his permit to the Kingston, Portsmouth & Cataraqui Electric Railway Company to lay a switch on Princess Street from Clergy Street westward until such time as your Com-

mittee can have a conference with the Street Railway Company on the question of switches, double track and street paving.

Respectfully submitted,

(Signed) JAS. F. KNAPP, Chairman;
W. E. BASSAM,
W. G. STRAINGE,
GEO. SEARS, objecting to clause 11;
J. CARSON,
D. COUPER.

Moved by Ald. Knapp, seconded by Ald. Bassam, (3) that the report of the Board of Works be received and adopted.

Moved, in amendment, by Ald. King, seconded by Ald. McFarlane, that clause 11 be struck out.

The amendment was lost, and the motion carried on the following division :—

Yeas:—Ald. Abbott, Bassam, Carson, Couper, Kent, Knapp, Meek, Sands, Strainge, Toye. 10.

Nays :—Mayor Bell, Ald. Angrove, King, Mallen, McFarlane, McLeod, Rigney, Sears. 8.

WATER WORKS.

Ald. Meek presented report No. 39, from the Committee on Water Works as follows :

Committee Room,

Kingston, May 6th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:

Tenders were invited for the construction of the new coal shed on the water works wharf, according to plans and specifications which were prepared by Mr. Newlands. These tenders were taken twice in consequence of some misunderstanding in regard to material belonging to the department and at the disposal of the committee and because of some changes in the specifications.

The Committee recommend that contracts be given to the following: For carpentry, $2,485, to Hunter & Harold; for tinsmithing, $534, to Elliott Bros.; and for masonry, $1332, to Douglas & McIlquham. The cost of the coal shed will, therefore, be $4,351. The building is to be 65 ft.x56 ft. and 23 ft.

high. It is to be constructed of heavy cedar posts, lined inside with 2 inch planks, and teed on all sides with heavy wrought iron rods. The foundation walls are to be of concrete, and the decayed dock timbers on the north and east sides are to be removed and reconstructed with solid concrete. The entire of the building on the outside will be covered with galvanized iron. Its capacity will be 1,400 tons.

Your committee recommend that the stand pipes used in filling the street watering carts be placed under the direction of the works' department, whose employees have to do with them, and that the repairs to them be ordered by the City Engineer and performed by the water department, the cost of these repairs be charged, as formerly, to the street watering fund.

Tenders for the iron pipe required by the department were received, and it is recommended that the lowest, that of the Canada Foundry Company, be accepted. Rate, $34.50 per ton, delivered in Kingston, and for specials—tees, bends, sleeves, reducers, etc.—$7.90 per 100 lbs.

Regarding the communication of Samuel C. Thomas, Frontenac St., reviving a letter referred to the Committee at the close of last year, and respecting the removal of a hydrant, your Committee recommend that no action be taken.

Realizing that there is a great waste of water during the summer months by hose being used for window washing, and street sprinkling, and lawn sprinklers being kept in operation unreasonably, your Committee recommend that the hose for this purpose be used only between 6 and 8, morning and 5 and 8 evening, and that areas so large that they require more time for watering than that embraced between the hours or limits aforesaid be dealt with by special arrangement, water being charged at a meter rate of 10 cents per 1,000 gallons.

All of which is respectfully submitted,

R. MEEK, Chairman;
R. H. TOYE,
H. ANGROVE,
R. N. F. McFARLANE.
W. W. SANDS,
R. H. ABBOTT,

Moved by Ald. Meek, seconded by Ald. McFarlane, (4) that the report of the Committee on Water Works be received and adopted.

Moved, in amendment, by Ald. King, seconded by Ald. Kent, that the words "6 to 8 morning and evening" be replaced by the words 6 to 10 in the morning and 4 to 8 in the evening.

The amendment was lost on the following division and the motion carried :—

Yeas :—Mayor Bell, Ald. Kent, King, Mallen, Sears. 5.

Nays :—Ald. Abbott, Angrove, Bassam, Carson, Couper, Knapp, McFarlane, McLeod, Meek, Rigney, Sands, Strainge, Toye. 13.

FIRE AND LIGHT.

Ald. Toye presented report No. 40, from the Committee on Fire and Light as follows :

Committee Room,
Kingston, April 29th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. On the communication of the Governors of the Kingston General Hospital asking for additional fire protection, your committee are of the opinion that an additional 6 inch hydrant is necessary and recommend that the communication be referred to the Water Works Committee.

2. On the communications of John Burns and Fred. A. Reid asking for an increase in salary, that at the expiration of their year in Grade 4, at $1.30 per day, they be raised to Grade 3, at $1.37½ per day.

3. On the application of Frank Burns to be appointed call man, no action, Mr. Burns having withdrawn his application.

4. Your committee beg to submit herewith a letter from Chief Elmer regretting the misunderstanding between himself and the Chairman in reference to the appointment of a call man.

Respectfully submitted,

(Signed) R. H. TOYE, Chairman ;
JOHN McLEOD,
W. W. SANDS,
J. CARSON,
R. H. ABBOTT.

Moved by Ald. Toye, seconded by Ald. Sands, (5) that the report of the Fire and Light Committee be received and adopted. —Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented report No 41 from the Committee on City Property and Markets as follows :

Committee Room,
Kingston, May 4th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. That the request of John Macdonald, Secy.-Treas. of the Board of Education, for the use of the seats in the City Hall, for a Public School Children's demonstration on Empire Day, 23rd May, in the Skating Rink, be granted.

2. That the Oriental Base Ball Team be allowed to practice base ball in the Fair Grounds in the evenings, they to be responsible for any damages done.

Respectfully submitted,

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
GEO. SEARS,
W. W. SANDS,
JAS. MALLEN,
W. G. STRAINGE.

Moved by Ald. McFarlane, seconded by Ald. King, (6) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

RE HYDRANTS.

Ald. Toye presented report No. 42, from the Chairman of the Committee on Fire and Light, City Engineer and Chief of the Fire Department, on alterations and changes in the fire hydrants as follows:

Kingston, Ont. May 7th, 1904

To His Worship the Mayor and Aldermen of the Corporation of the City of Kingston:

Gentlemen,—We the undersigned have examined the location and position of the fire two way hydrants that are still in service for fire protection and would recommend as follows:

That the two way Hydrant at the corner of Princess and Barrie Streets, be changed for a three way Hydrant with 4 inch steamer connections.

That the two way Hydrant at the corner of Brock and Bagot Streets, be changed for a three way Hydrant with 4 inch steamer connections.

That the two way Hydrant at the corner of Barrie and Earl Streets, be changed for a three way Hydrant with 4 inch connections and that the old two way Hydrant be placed on Albert Street on the new main to be laid facing Victoria Park.

That the two way Hydrants, one at the corner of Colborne and Clergy Streets and the other in the Court House Grounds be allowed to remain as they are.

That a three way Hydrant with a 4 inch Steamer connection be placed at the west end of the General Hospital buildings.

Respectfully submitted.

R. H. TOYE,
A. K. KIRKPATRICK,
JOHN ELMER.

Moved by Ald. Toye, seconded by Ald. Sands, (7) that the report be received.—Carried.

The report was read and referred to the Committee on Water Works.

BY-LAWS.

TO APPOINT W. KING COLLECTOR OF TAXES FOR 1901, 1902 and 1903.

Ald. McLeod introduced By-Law No. 17, 1904, "a By-Law to appoint a Collector of Rates and Taxes remaining unpaid upon the Rolls for the years 1901, 1902 and 1903 respectively for the City of Kingston.

The By-Law received its first reading and, and the 31st. rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Sears in the chair ; and was signed and sealed.

TO APPOINT OSCAR V. BARTELS COLLECTOR OF TAXES.

Ald. Kent introduced By-Law No. 18, 1904, "a By-Law to appoint a Collector of Taxes and Rates for the Municipality of the City of Kingston."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Toye in the Chair ; and was signed and sealed.

RESPECTING THE PAYMENT OF TAXES.

Ald. Meek introduced By-Law No. 19, 1904 as follows :

Be it enacted by the Council of the Corporation of the City of Kingston as follows :

1. All taxes, including local improvement assessments, sewer rents and rates and all other rents and rates payable as taxes in any year in the City of Kingston shall be paid into the office of the Collector of Taxes of said City in bulk in one sum on the fifteenth day of June in such year.

2. A discount of two per cent shall be allowed upon all such taxes which shall be paid on or before the thirtieth day of June in the year in which they are payable as aforesaid.

3. An additional percentage charge of five per cent is hereby imposed upon all such taxes as remain unpaid on the fifteenth day of September in the year in which they become payable as aforesaid and such additional percentage charge shall be added to such unpaid tax or assessment, rent or rate respectively and shall be collected by the Collector or otherwise as if the same had been originally imposed and formed part of such unpaid tax or assessment, rent or rate.

4. This By-Law shall apply to all taxes, including local improvement assessments, sewer rents and rates and all other rents and rates payable as taxes for the year 1904 and the years following.

5. By-Law No. 459 passed 20th March, 1893, and the amending By-Lay No. 18 (1899) passed 8th May, 1899 shall not apply to the payment and collection of taxes for the year 1904 and the years following.

6. This By-Law shall come in force and take effect on its passing.

J. H. BELL, (L.S.)
Mayor.
L. W. SHANNON,
City Clerk.

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Knapp in the chair; and was signed and sealed.

MOTION.

RE STREET RAILWAY SWITCH.

Moved by Ald. Knapp, seconded by Ald. Carson, (8) that a committtee be appointed to confer with the Street Railway Company regarding the switch west of Clergy Street, composed as follows:—Ald. Bassam, McFarlane, Toye, Carson, Hoag, Strainge and Sands.—Carried.

Council adjourned at 11.15 p.m.

City Clerk.

COUNCIL CHAMBER,

Kingston, May 23rd, 1904.

A regular meeting of Council was held in the Council Chamber at 8 P.M. to-day. Present:—Ald. Angrove, Bassam, Carson. Couper, Hoag, King, Knapp, Mallen, McFarlane, McLeod, Meek, Rigney, Sears, Strainge and Toye.

Moved by Ald. Meek, seconded by Ald. Carson, (1) that Ald. McLeod take the chair.

ADOPTION OF MINUTES.

Moved by Ald King, seconded by Ald. Meek, (2) that the minutes be confirmed and adopted as printed.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

Dominion of Canada Guarantee and Accident Insurance Company, acknowledging the receipt of the Auditors Report and notification of the resignation of George Thompson, Collector of Taxes.

BOARD OF WORKS.

O. S. Strange and others objecting to the construction of an asphalt walk on the south side of Union Street, beween King and Wellington Streets.

WATER WORKS.

William Cullin, Chief Engineer of the Water Works, asking for an increase of $50. a year in his salary.

SELECT COMMITTEE.

John Sears offering to make a survey of the district with a view to ascertaining the amount of water power available for use in the city.

FYLED.

Michael Doyle, asking permission to stand a lunch waggon on the Market Square during the ceremonies attending the Victoria Day Celebration.

J. M. Campbell asking for an immediate answer to his request for permission to erect poles and wires on the public streets.

W. C. Martin, Secretary of the Victoria Day Celebration Committee, asking for the use of the City Hall and Ontario Hall for the accomodation of visiting soldiers.

Moved by Ald. King, seconded by Ald. McFarlane, (3) that the permission to use the halls asked for by the Victoria Day Committee be granted.—Carried.

PETITION.

Ald. Mallen presented the petition of Thomas B. Angrove and others objecting to the Hay Market pound being rented for the inspection of hides. Referred to the Committee on City Property and Markets.

Ald. Couper presented the petition of Eliza Grimason and others objecting to the extension of the Y. M. C. A. switch.—Referred to the Board of Works.

Ald. Bassam presented the petition of Patrick Browne and others for the construction of an artificial stone sidewalk on the west side of University Avenue from Union Street to Stuart street, and of T. W. Clement and others for the construction of an artificial stone sidewalk on the north side of Earl Street from Alfred Street to Frontenac Street.—Referred to the Board of Works.

Ald. Strainge presented the petition of Franklin Clow and others for the watering of Wellington Street between Queen Street and Barrack Street.—Referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented report No. 43, from the Committee on Finance and Accounts, as follows:

Mayor's Office,
Kingston, May 20th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Canadian Express Company, express charges	$	50
S. Grimshaw, repairing street scraper	5	89
Grand Trunk Railway Co., freight	61	50
The Rathbun Company, cement	266	25
Elliott Bros., cement	10	70
Francis Tracy, dressing tools	17	62
R. Boyd, cab hire	7	00
The Rathbun Company, lumber	31	20
W. Cockburn, repairing boiler	15	82
R. Jones, Hamilton, tools	7	00
Warren Brothers Company, asphalt	189	38
Labor Pay List ending May 18th	602	73
	$1215	59

Fire and Light.

S. Anglin & Co., lumber	$	98
Geo. E. Nuttall & Son, horseshoeing	7	75
James Crawford, brooms and soap	6	00

James Sowards, kindling wood		1 75
R. Boyd, cab hire		50
Bell Telephone Company, zincs		30 99
W. Gilmour, repairs		75
Henry Wade, bluestone		33 88
John F. McDermott, repairs		7 75
	$	90 35

City Property.

J. W. Oldfin, Kern mantle	$	30
J. Ballantyne, scrubbing		4 00
S. Grimshaw, repairs		28 05
	$	32 35

Parks.

Labor pay list ending May 18th	$	8 75

Printing and Stationery.

Canadian Freeman, advertising	$	5 00
W. Jackson, embossed stationery		9 50
George Hanson, rubber stamp		75
Charles W. Mack, rubber stamps		4 12
	$	19 37

Rebate of Taxes.

J. S. R. McCann, vacancy	$	4 24

Police.

Crawford & Walsh, uniforms	$	75 00
T. Lambert, uniform		20 00
	$	95 00

Contingencies.

S. A. Hentig, postage stamps	$	5 00
D. F. Armstrong, special audit		40 00
W. H. Miller, special audit		40 00
G. N. W. Telegraph Co., telegrams		1 06
K. & P. Railway Co., pauper pass		2 25
	$	88 31

2. On the question of office accomodation necessitated by the consolidation of offices, your committee submit herewith the report of their sub-committee and recommend its adoption.

1. On the petition of the Montreal Transportation Company, relative to the exemption of their elevator and premises, your committee recommend that the property of the Company fronting on Ontario Street be exempted as to the part which lies east of the line drawn parallel to Ontario Street from Barrack Street to Queen Street and 160 feet distant from Ontario Street; and that the schedule attached to By-Law No. 65, 1903, be amended accordingly.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. MEEK,
R. H. TOYE,
JOHN McLEOD.

REPORT OF A SUB-COMMITTEE.

COMMITTEE ROOM,
KINGSTON, MAY 20TH, 1904.

Your Sub-Committee on office accommodation, beg to report that in their opinion the South side of the City building is best suited for the combination of departments which has been approved by the City Council on the recommendation of the Finance Committee. The Engineer's quarters are not quite as large as those which are now occupied by the Treasurer and City Clerk, but nearly so, and they present one striking advantage, namely, that a hall can be opened opposite to that in the north end of the building that will run parallel with the offices and afford a new front for them.

The expense of changing the premises, in this case, will be considerably less than if the north end of the building were used, and some partitions had to be removed. There is another benefit in the choice of the south division. The vaults as they now exist will not require to be altered. Those in the Treasurer's office and Collector's office can be utilized by the Engineer for the storage of valuable plans and papers, and a new vault, which has to be constructed in any event, can be built in the south side and in the corner between the Water Works office and the Engineer's consulting room.

Your Sub-Committee recommend :

1. That the rough sketch, herewith presented, of the south end, be adopted.

2. That it be referred to the City Property Committee, and the Sub-Committee of the Finance Committee, with instructions to engage an architect and have him prepare plans and specifications for the work.

3. That this Joint Committee, having ascertained the cost of the changes, report upon it and the proportion of the same which shall be charged to the Water Department, the Light Department, and the city.

All of which is respectfully submitted.

R. MEEK,
R. H. TOYE.
JOHN McLEOD,

Moved by Ald. Meek, seconded by Ald. Toye, (4) that the report of the Finance Committee be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented report No. 44 from the Board of Works as follows :

COMMITTEE ROOM,
KINGSTON, MAY 19TH, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen.—The Board of Works beg leave to report and recommend as follows :

1. That the communication of J. M. Campbell, asking permission to erect poles and wires for transmitting electricity from the City limits, to his mills, be held over until the Special Committee reports as to the power being brought into the City.

2. On the communication of Alex. K. Kirkpatrick, City Engineer, condemning the stone sewer on Princess Street, west of Division Street, that the sewer be condemned by Council, and that the Board of Health be asked to take the initiative in the construction of a new sewer on the Local Improvement plan.

3. On the communication of Thomas B. Angrove, asking that the street in front of his premises be macadamized and drained, that a grate be placed on the north limit of King Street.

4. That the City advertise their intention to construct asphalt and artificial stone walks on the Local Improvement plan, on the undermentioned streets, at a cost estimated by the City Engineer as follows:—

Asphalt Walks.

Brock St. (south side), Division St. to University Avenue; estimated cost $815.17.

Barrie St. (west side), Earl St. to William St.; estimated cost $331.20.

Division St. (west side), Brock St. to Princess St.; estimated cost $483.63.

Division St. (west side), Clergy St. to Earl St.; estimated cost $280.32.

Earl St. (north side), University Avenue to Alfred St.; estimated cost $373.63.

Gore St. (north side), King St. to Wellington St.; estimated cost $377.93

Gore St. (south side), King St. to Wellington St.; estimated cost $384.62.

O'Kill St. (south side), Barrie St. to George St.; estimated cost $293.50.

Frontenac St. (west side), Union St. to Earl St.; estimated cost $868.06.

Queen St. (north side), Chapman St. to Division St.; estimated cost $267.30.

Stuart St. (south side), Barrie St. to the west limit of the Kingston General Hospital grounds; estimated cost $1,036.64.

Stuart St. (south side), Lower Gordon St. to University Avenue; estimated cost $150.07.

Union St. (west side) Wellington St. to King St., estimated cost, $367.40.

Union St. (south side), University Avenue to the east limit of Queen's University grounds; estimated cost $642.67.

Union St. (north side), University Avenue to Alfred St.; estimated cost $333.83.

University Avenue (east side), Brock St. to Princess St.; estimated cost $688.08.

Wellington St. (south side) Union St. to Gore St.; estimated cost $329.45.

Artificial Stone.

Brock St. (north side), University Avenue to Alfred St.; estimated cost $433.49.

Brock St. (south side), University Avenue to Alfred St.; estimated cost $465.39.

Clergy St. (south side), Barrie St. to Division St.; estimated cost $556.86.

Mack St. (north side), Alfred St. to Albert St.; estimated cost $851.95.

Princess St. (south side), Alfred St. to Bath Road; estimated cost $2,150.50.

Princess St. (north side), Alfred St. to Concession Road; estimated cost $1,996.23.

6. That the City Engineer's reports and estimates for the above asphalt and artificial stone walks now on file in the office of the City Clerk, be received and adopted.

7. That the companies having poles in the City's streets be ordered by Council to paint them in compliance with by-law No. 489, clause 2.

Respectfully submitted.

(Signed) JAS. F. KNAPP, Chairman;
W. E. BASSAM,
W. G. STRAINGE,
J. CARSON,
GEO. SEARS,
D. COUPER.

Moved by Ald. Knapp, seconded by Ald. Sears (5) that the report of the Board of Works be received and adopted.

Moved in amendment by Ald. Toye, seconded by Ald. McFarlane, that clause 1 of the report of the Board of Works be struck out and the following substituted :—

1. That the request of J. M. Campbell, asking permission to erect poles and wires for the transmission of power, for his own use only in connection with his milling business, over and along certain streets to be afterwards designated, from the city limits to his mills situated on the east side of Ontario Street between Brock and Queen Streets, be granted subject to By-law No. 480, the City Solicitor to draft an agreement between Mr. Campbell and the City and submit the same to the Council."

The amendment was carried, and the report as amended, adopted.

FIRE AND LIGHT.

Moved by Ald. King, seconded by Ald. Toye, (6) that rule 33 be suspended to allow the reception of the Fire and Light Committee report.—Carried unanimously.

Ald. Toye presented report No. 45, from the Committee on Fire and Light as follows :

Committee Room,
Kingston, May 18th, 1904.

To the Mayor and Council of the Ctty of Kingston :

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. On the communication of the Frontenac Cereal Company, asking the City to install a gas meter in their works, that the Company install a 100 light meter and when the city acquires the plant of the Kingston Light, Heat and Power Company, that the city purchase the said meter from the company at cost, the Company agreeing to repurchase said meter from the city at 7% less than cost, in the event of their installing a plant for the manufacture of their own gas.

2. On the communication of W. C. Martin, Secretary of Victoria Day Celebration Committee asking that the firemen and apparatus be permitted to participate in the street parade, that the request be granted provided it does not entail any cost to the city.

3. That the communication from D. M. McIntyre, City Solicitor, and the copy of the judgment of the Privy Council on the appeal of the Kingston Light, Heat and Power Company, be filed.

4. That the communications of F.H. Burns applying for and withdrawing his application for the position of callman, be filed.

5. That the resignation of Thomas Mullinger, callman, be accepted.

6. That James Turner and H. A. Graham be appointed callmen.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman ;
JOHN McLEOD,
J. CARSON,

Moved by Ald. Toye, seconded by Ald. Carson, (7) that the report of the Fire and Light Committee be received and adopted. —Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented report No 46 from the Committee on City Property and Markets as follows :

Committee Room,
Kingston, May 18th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. On the communication of W. C. Martin, Secretary Victoria Day Celebration Committee, applying for the use of the fair grounds, and that the track be put in proper shape, that they be granted the use of the grounds and track.

2. That Michael Doyle be granted permission to stand his lunch wagon on the Market Square on the 23rd and 24th of May, on obtaining a license for the same from the City Treasurer.

3. That the city proceed to erect a stand pipe in the city buildings for fire protection under the supervision of the City Engineer.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
GEO. SEARS,
W. G. STRAINGE.
FRANCIS KING,
JAS. MALLEN,
FRANK J. HOAG.

Moved by Ald. McFarlane, seconded by Ald. Sears, (8) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

PARKS.

Ald. Bassam presented report No. 47, from the Committee on Parks, as follows :

COMMITTEE ROOM,
KINGSTON, MAY 20TH, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen.—The Committee on Parks beg leave to report and recommend as follows :

1. That the Government be asked to erect a new Post Office or an Examining Warehouse on the site set apart for a park between the present Post Office and the Custom House on Clarence Street.

Respectfully submitted.

(Signed) W. E. BASSAM, Chairman;
J. F. KNAPP,
J. CARSON,
T. J. RIGNEY.

Moved by Ald. Bassam, seconded by Ald. Knapp, (9) that the report of the Committee on Parks be received and adopted.—Carried.

SELECT COMMITTEE ON Y. M. C. A. SWITCH.

Ald. Bassam presented report No. 48, from the select Committee appointed to confer with the Street Railway Company respecting the Y. M. C. A. switch, as follows :

KINGSTON, Ont., May 11th, 1904.

To the Mayor and Council of the City of Kingston :

GENTLEMEN,—The Committee appointed by Council on May 9th, to confer with the Kingston, Portsmouth & Cataraqui Electric Railway Company regarding the switch on Princess Street west of Clergy Street, beg leave to report as follows :

That the Kingston, Portsmouth & Cataraqui Electric Railway Company be permitted to extend the switch, commonly called the Y. M. C. A. switch, easterly along Princess Street to within 40 feet of the west line of Clergy Street ; that the Company be required to deposit with the City Treasurer $300.00 which shall be retained and applied, as far as is necessary, in making good and restoring the street surface disturbed by laying such switch, as provided by Clause 10 of the agreement hereinafter mentioned; and that such extension of switch, when laid, shall be subject to the provisions of the existing agreements between the city and the company whenever applicable except that the company shall, from the date of the completion of said extended switch, keep the street surface, and all crossings along and over said extension, in repair in terms of Clause 15 sub clause (a) of the agreement between the city and the company dated the 9th day of May, 1893.

Respectfully submitted.

(Signed) W. E. BASSAM, Chairman;
R. N. F. McFARLANE,
R. H. TOYE,
W. G. STRAINGE,
FRANK J. HOAG,

Moved by Ald. Bassam, seconded by Ald. King, (10) that the report of the special Committee regarding the switch on Princess Street be received and adopted.

Moved in amendment, by Ald. Carson, seconded by Ald. Rigney, that the report of the special Committee be amended by adding the following words ; "and except that the Company shall, from the date of completion of said extended switch, pay the whole of the cost of removing the snow and ice from that part of Princess Street extending westerly from Clergy Streeet to the western end of the said switch, commonly known as the Y. M. C. A. switch, notwithstanding anything to the contrary contained in the agreement between the City and Company dated 7th May, 1894."

The amendment was lost on the following division and the report adopted.

Yeas :—Ald. Carson, Couper. 2.

Nays :—Ald. Angrove, Bassam, Hoag, King, Knapp, Mallen, McFarlane, McLeod, Meek, Sears, Strainge, Toye. 12.

SELECT COMMITTEE ON ELECTRICAL POWER.

Ald Sears presented report No. 49, from the select Committee on Water Powers, as follows :

Committee Room,
Kingston, May 23rd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen :—Your special committee, to report on the development of water power for the supply of electrical energy to the City, beg leave to report as follows :—

At a meeting held on the 4th instant, attended by Ald. Sears, Chairman; Carson and McLeod, and the City Engineer, they had before them Prof. Goodwin, Messrs. G. M. Macdonnell, John Craig and George Smith who gave evidence as to the respective powers in which they were interested.

Your committee are of the opinion, from the evidence of the above gentlemen, that a large amount of power, probably from 8,000 to 10,000 horse power, could be developed from the different falls in which they are interested, and, to the greatest extent, from the Mississippi River.

We would recommend that a small amount of money be expended, under the direction of the City Engineer, to prospect certain elevations and cuttings with which, at present, we are without definite information.

Respectfully submitted.

(Signed) GEO. SEARS, Chairman;
J. CARSON,
JOHN McLEOD.

Moved by Ald. Sears, seconded by Ald. Carson, (11) that the report of the Special Committee on electrical power be received and adopted.—Lost.

BY-LAWS.

Ald. Meek moved that Council go into committee of the whole on the second reading of By-Law No. 20, 1904, a By-Law respecting the Collectors Rolls."

The chairman appointed Ald. Angrove chairman of the committee and the by-law was read a second time, clause by clause.

Ald. Meek moved the suspension of the 31st rule, and the by-law was read a third time signed and sealed.

MOTION.

RESPECTING A BARBED WIRE FENCE.

Moved by Ald. King, seconded by Ald. Bassam, (12) that the proper official be, and is hereby, instructed to take the necessary steps to enforce the City by-law respecting barb wire in connection with the fence enclosing the property on the North side of King Street West, between Collingwood and Albert Streets.—Carried.

Council adjourned at a 11 p.m.

City Clerk.

COUNCIL CHAMBER,

Kingston, May 27th, 1904

A special meeting of Council was held in the Council Chamber at 8 P.M. to-day for the purpose of passing By-laws, receiving the report of the Auditors on their special audit of the Collector's books, and transacting general business. Present:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Carson. Couper, Hoag, Kent, Knapp, Mallen, McLeod, Rigney, Sands, Sears, Strainge and Toye.

BY-LAWS.

TO RAISE VARIOUS SUMS OF MONEY.

Ald. McLeod introduced By-law No. 21, 1904, "a By-law to raise by way of loan the sum of $364.77 for the purposes therein mentioned."

The By-law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Knapp in the chair ; and was signed and sealed.

Ald. McLeod introduced By-Law No. 22, 1904, "a By-Law to raise by way of loan the sum of $251.53 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Toye in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 23, 1904, "a By-Law to raise by way of loan the sum of $211.22 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Carson in the chair ; and was signed and sealed.

Ald. McLeod introduced By-Lay No. 24, 1904, "a By-Law to raise by way of loan the sum of $297.13 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Bassam in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 25, 1904, "a By-Law to raise by way of loan the sum of $232.16 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Strainge in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 26, 1904, "a By-Law to raise by way of loan the sum of $168.22 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Couper in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 27, 1904, "a By-Law to raise by way of loan the sum of $159.75 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Rigney in the chair; and was signed and sealed,

Ald. McLeod introduced By-Law No. 28, 1904, "a By-Law to raise by way of loan the sum of $261.70 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Hoag in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 29, 1904, "a By-Law to raise by way of loan the sum of $168.40 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Angrove in the chair; and was signed and sealed.

Ald McLeod introduced By-Law No. 30, 1904, "a By-Law to raise by way of loan the sum of $47.80 for the purposes therein mentioned.

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Sears in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 31, 1904, "a By-Law to raise by way of loan the sum of $249.89 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Angrove in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 32, 1904, "a By-Law to raise by way of loan the sum of $230.16 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Sears in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 33, 1904, "a By-Law to raise by way of loan the sum of $285.76 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Rigney in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 34, 1904, "a By-Law to raise by way of loan the sum of $146.77 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Bassam in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 35, 1904, "a By-Law to raise by way of loan the sum of $205.00,for the purposes therein mentioned."

The By.Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole Ald Knapp in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 36, 1904, " a By-Law to raise by way of loan the sum of $830.38. for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Hoag in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 37, 1904. "a By-Law to raise by way of loan the sum of $98.12 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Strainge in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 38, 1904, "a By-Law to raise by way of loan the sum of $135.50 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Kent in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 39, 1904, "a By-Law to raise by way of loan the sum of $133.00 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Couper in the chair; and was signed and sealed.

Ald McLeod introduced By-Law No. 40, 1904, "a By-Law to raise by way of loan the sum of $182.80 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Angrove in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 41, 1904, "a By-Law to raise by way of loan the sum of $325.74 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Angrove in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 42, 1904, "a By-Law to raise by way of loan the sum of $676.03 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Sands in the chair; and was signed and sealed.

Ald. McLeod introduced By-Law No. 43, 1904, "a By-Law to raise by way of loan the sum of $315.00 for the purposes therein mentioned."

The By-Law received its first reading and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Abbott in the chair; and was signed and sealed.

REPORT.

The Auditors' Report, No. 50, on the result of the special audit of the Tax Collector's books from January 1st to May 18th, 1904, was read and referred to the Committee on Finance and Accounts as follows :

To the Mayor and Aldermen of the Corporation of the City of Kingston

Gentlemen:—We have completed the special audit of the Tax Collector's Rolls and Street Watering Tax from January 1st to May 18th, 1904, and find that the statement of taxes for the years 1900, 1901, 1902, 1903 shows as follows, viz,, 1900, overpaid, $2.36; 1901, short, $78.48; 1902, short, $68.91; 1903, short, $811.42; making a total shortage of $956.45.

We are,

Yours very respectfully,

WM. H. MILLER,
D. F. ARMSTRONG. } Auditors.

Kingston, May 18th, 1904.

MOTIONS.

THE Y.M.C.A. SWITCH.

Moved by Ald. Couper, seconded by Ald. Carson, (1) that the work on the extension of the Y.M.C.A. switch be suspended until the agreement is drawn up and properly signed.—Lost on the following division:—

Yeas :—Ald. Abbott, Carson, Couper, Kent, Knapp, Sands, Strainge. 7.

Nays :—Mayor Bell, Ald. Angrove, Bassam, Hoag, Mallen, McLeod, Rigney, Sears, Toye. 9.

TO PAINT THE POLES.

Moved by Ald. Couper, seconded by Ald. Carson, (2) that the proper official notify the companies owning poles in the city to have, them painted in accordance with the resolution passed in council. —Carried.

FIRE INSURANCE RATES.

Moved by Ald. Kent, seconded by Ald. McLeod, (3) that the Finance Committee look into and enquire the reason why the rates

of insurance in the city have been increased by the Underwriters' Association, and also see what means can be taken to have the present excessive rates of insurance reduced.—Carried.

THE TELEPHONE FRANCHISE.

Moved by Ald. Rigney, seconded by Ald. Strainge, (4) that the Finance Committee and Board of Works be a special committee to investigate and report as to the terms offered by the Bell Telephone Company for a renewal of their contract with the City and communicate with all other telephone companies requesting their terms for a contract with the city.—Carried.

COMMUNICATIONS.

A communication from Archie Simpson, complaining of an error in his tax bill for 1902 and asking for an enquiry, was refered to the Committee on Finance and Accounts.

A communication from Edward Revell, offering $40 for the season for the use of the Smelter Site fields as pastures was refered to the Committee on City Property and Markets.

Council adjourned at 11.20 p.m.

City Clerk.

COUNCIL CHAMBER,

Kingston, June 6th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 P.M. to-day. Present:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, McFarlane, McLeod, Meek, Mowat, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. McLeod, (1) that minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

A. T. Smith, asking for a conference with a view to a new agreement between the Bell Telephone Company and the City.

Henry Wade, asking for a refund of $12.00 taxes paid twice.

J. H. Jones, asking for a refund of $24.00 taxes paid twice.

BOARD OF WORKS.

R. W. Smith, asking that the stone which he has crushed be measured and paid for.

D. Harris and others, asking that Barrie Street, north of York Street, be repaired.

COURT OF REVISION.

D. Noonan, objecting to a tax of $40.00 on the income of the Rideau Lakes Navigation Company.

R. Meek, asking that the taxes of the Odd Fellows' Relief Association on its income from municipal bonds be written off.

Thomas O'Brien, asking remission of taxes on account of poverty.

C. Bostridge, objecting to a dog tax.

Edward Crellian, objecting to a dog tax.

J. J. O'Sullivan, asking to be relieved of a personal tax.

CITY SOLICITOR.

A. D. Cartwright, Secretary of the Railway Commission for Canada, notifying Council of a special sitting of the Commission at Ottawa on Thursday, June 9th, to hear the application of the Grand Trunk Railway Company to amend the orders of the Railway Committee of the Privy Council relative to the proposed subway.

FYLED.

D. M. McIntyre, City Solicitor, asking Council to authorize the City Treasurer to remit a draft for £100, 2s., 8d., to Messrs. Charles Russell & Co., London, the amount of their bill of costs as taxed in England in the matter of the appeal of the Kingston Light, Heat & Power Co., to the Privy Council.

Moved by Ald. Behan, seconded by Ald. King, (2) that the communication re subway be referred to the City Solicitor with power to act.—Carried.

Moved by Ald. Behan, seconded by Ald. Mowat, (3) that the account re Arbitration be paid at once.—Carried.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented report No. 51, from the Committee on Finance and Accounts, as follows :

MAYOR'S OFFICE,
KINGSTON, JUNE 2ND, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommended the payment of the following accounts :

Board of Works.

Kingston & Pembroke Railway Co., freight and cartage	$ 792 74
Grand Trunk Railway Co., freight	98
T. McAuley, blank books and binding	17 25
John Corbett, sewer pipes	693 42
Warren Brothers Company, asphalt	863 53
Labor pay list, ending June 1st	847 91

Water Works.

F. Tracy, dressing tools	4 02
British Whig Publishing Company, printing and advertising	14 85
The Office Specialty Manufacturing Company, desk, files, &c	121 30
William Drury, coal	6 74
W. Newlands, on account Architect's fees	100 00
R. Uglow & Co., stationery	4 34
Elliott Bros., supplies	381 28
Labor pay list, ending May 16th	172 36
" " " 30th	95 78

Fire and Light.

J. F. Finegan, oats	13 50
R. Salmon, straw	3 50
John Millions, oats	12 00
Edward Cochrane, hay	11 92

City Property.

W. C. Morley, repairs to weigh house	6 90
Wm. Drury, coal	104 47
James Sowards, wood	28 25

Parks.

Labor pay list ending June 1st	51 90

Printing and Stationery.

British Whig Publishing Company, printing and advertising	337 00
R. Uglow & Co., stationery	13 85
T. McAuley, stationery and blank books	85 25

Police Department.

C. Livingston, clothing	32 50

Contingencies.

J. P. Hanley, pauper passes	10 35
R. F. Elliott, expenses to Toronto re Street Railway	16 50
C. C. Robinson, professional services re Street Railway	50 00
H. M. Mowat, K.C. " " "	100 00
City Registry Office, abstracts	3 75

On the communication of J. M. Sherlock, complaining of the manner in which he was notified of his arrears of taxes, your committee recommend no action.

Respectfully submitted,

(Signed) J. H. BELL, Mayor and Chairman.
J. J. BEHAN,
J. McD. MOWAT,
R. H. TOYE,
R. MEEK.
R. E. KENT,

Moved by Ald. Behan, seconded by Ald. Meek, (4) that the report of the Committee on Finance and Accounts be received and adopted.

Moved in amendment by Ald. McLeod, seconded by Ald. King, that the accounts of R. F. Elliott, C. C. Robinson and H. M. Mowat, K. C., be held over for further information.

The amendment was lost on the following division and the motion adopted :—

Yeas :—Mayor Bell, Ald. Angrove, Hoag, King, McFarlane, McLeod, Sears. 7.

Nays :—Ald. Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat, Strainge, Toye. 10.

BOARD OF WORKS.

Ald. Knapp presented Report No. 52 from the Board of Works as follows :—

COMMITTEE ROOM,
KINGSTON, JUNE 2ND, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Board of Works beg leave to report and recommend as follows:

1 On the petition of Franklin Clow and others for the watering of Wellington Street between Queen and Barrack Street no action, the petition being insufficiently signed.

2 On the petition of Eliza Grimason and others objecting to the switch on Princess Street, no action.

3 That the petition of William Gill and others for the watering of Brock Street between University Avenue and Alfred Street be granted.

4 That the authorities having charge of the different poles in the City streets be cited and compelled to comply with the By-law in reference to the painting of the poles.

Respectfully submitted,

(Signed) JAS. F. KNAPP, Chairman;
W. E. BASSAM,
GEO. SEARS,
J. J. BEHAN,
W. G. STRAINGE,

Moved by Ald. Knapp, seconded by Ald. Strainge (5) that the report of the Board of Works be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented Report No. 53, from the Committee on Water Works as follows :—

COMMITTEE ROOM,
KINGSTON, MAY 30TH, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen :—The Committee on Water Works beg leave to report and recommend as follows:

1 On the communication of Mr. Cullen, Chief Engineer, for an increase of salary, action has been deferred pending an enquiry by Superintendent of the department into the salaries which are paid for a similar service in Kingston and elsewhere.

2 On the report of the Chairman of the Fire and Light Committee, the Chief of the Fire Department, and the City Engineer, respecting the erection of certain fire hydrants and the removal of others, at a cost of $200, your Committee submit that it has no appropriation for this purpose. It recommends that the work be undertaken at the city's expense.

3. On the question of fountains, and the large quantity of water which they use, it is recommended that the water be turned on at 12 noon and be turned off at 9 p.m.

4. Your Committee has heard several requests for more time in which to do lawn sprinkling, and having due regard for their urgency, beg to recommend, (1) that clause 6 of Report 39, passed at the Council meeting on the 9th of May be reconsidered; (2) that the hours within which the hose may be used for street and lawn sprinkling be from 6 to 9 a.m. and from 4 to 8 p.m.; (3) that a by-law be prepared by the City Solicitor in accordance with this amended report.

All of which is respectfully submitted,

R. MEEK, Chairman;
J. McDONALD MOWAT,
R. N. F. McFARLANE,
H. ANGROVE,
R. H. TOYE,
R. H. ABBOTT.

Moved by Ald. Meek, seconded by Ald. McFarlane, (6) that report of the Water Committee be received and adopted.—Carried.

CITY PROPERTY.

Ald McFarlane presented Report No. 54, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, JUNE 1ST, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on City Property and Markets beg leave to report and recommend as follows:

1 On the communication of Edward Revel offering to rent the Smelter Site fields for pasture, that the fields be let from June 15th, 1904, to January 1st, 1905, by tender, subject to the terms of present lease, and that tenders be advertised for the same.

Respectfully submitted,

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
GEO. SEARS,
W. G. STRAINGE.
FRANK J. HOAG.

Moved by Ald. McFarlane, seconded by Ald. Hoag, (7) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

BY-LAW.

Ald. Knapp presented By-Law No. 44, as follows:—

BY-LAW NO. 44, 1904.

A By-Law to confirm an agreement between the Corporation of the City of Kingston and the Kingston, Portsmouth and Cataraqui Electric Railway Company.

PASSED JUNE 6TH, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. The agreement hereto annexed and forming schedule A to this By-Law is hereby ratified and confirmed.

2. This By-Law shall come in force and take effect on its passing.

J. H. BELL, Mayor.

L. W. SHANNON, City Clerk. (L. S.)

AGREEMENT.

THIS AGREEMENT made in triplicate this sixth day of June, A.D., 1904.

Between:—

The Corporation of the City of Kingston, hereinafter called the Corporation,

of the First Part.

And,

The Kingston, Portsmouth and Cataraqui Electric Railway Company, hereinafter called the Company,

Of the Second part

WITNESSETH:

Whereas the Company has applied to the Council of said Corporation for authority to extend the switch or sidetrack of its railway on Princess Street between Division and Barrie Streets in said City easterly along Princess Street to a point forty feet west of the west line of Clergy Street:

And Whereas it is expedient to grant said application but subject as hereinafter contained;

NOW THIS AGREEMENT WITNESSETH:

1. The Company is hereby granted permission to extend the said switch or sidetrack from its present easterly terminus easterly along Princess Street to a point within forty feet of the west line of Clergy Street in said City, but subject as hereinafter provided:

2. The Company shall, before proceeding with the work of laying down said switch or sidetrack, deposit with the City Treasurer of the Corporation the sum of three hundred dollars which shall be retained and applied by the Corporation as far as is necessary in making good and restoring the street surface disturbed by the laying of said switch or sidetrack in case the Company shall fail to make good and restore the street so disturbed in terms of the agreement between the parties hereto dated 9th May, 1893.

3. The Company shall after beginning the work, proceed with the laying of said switch or sidetrack expeditiously, and to the satisfaction of the City Engineer of the Corporation, and shall make good and restore the street surface disturbed by the laying of said switch or sidetrack in terms of the said agreement of 9th May, 1893.

4. That the laying of the said switch or sidetrack and the said switch or sidetrack when laid shall be subject to the provisions of the existing agreements between the parties hereto so far as the same shall be applicable except that the Company shall, from the date of the completion of said switch or sidetrack keep the street surface and all crossings along and over said switch or sidetrack in repair in terms of clause 15, sub-clause (*a*) of the agreement between the Corporation and the Company, dated the 9th of May, A.D., 1893.

In witness whereof the Corporation and Company have hereunto set their respective seals and the Mayor of said Corporation and the President of said Company have hereto set their hands respectively the day and year first above written.

Signed, sealed and delivered in presence of } I. A. BRECK, President K.P. & C.E.R. Co. (L.S.)
JOHN H. BELL, Mayor. (L.S.)

The By-Law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Couper in the chair ; and was signed and sealed.

MOTIONS.

ASSISTANCE FOR THE CITY ENGINEER.

Moved by Ald. Behan, seconded by Ald King, (8) that the question of employing special assistance for the City Engineer, and payment for the same, be referred to the Board of Works and City Engineer to endeavor to arrive at a mutual understanding.—Carried.

THE SMELTER SITE PASTURE.

Moved by Ald. McFarlane, seconded by Ald. King, (9) that the Committee on City Property be given power to award the pasture to the highest tenderer on June 13th.—Carried.

STREET WATERING.

Moved by Ald. King, seconded by Ald. Behan, (10) that the matter of keeping check upon the street watering be referred to the Board of Works to consider and report to this Council.—Carried.

ENFORCEMENT OF BY-LAWS.

Moved by Ald. Meek, seconded by Ald. Bassam, (11) that a special committee be appointed by the Mayor to confer with the Police Commissioners with regard to the enforcement of certain By-Laws of the City.—Carried.

The Mayor appointed Ald. Meek and King, and the City Solicitor as the Committee above authorized, and the Council adjourned at 11 p.m.

City Clerk.

COUNCIL CHAMBER,

Kingston, June 20th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Carson, Couper, Hoag, King, Knapp, Mallen, McFarlane, McLeod, Meek, Mowat, Sands, Sears, Strainge, Toye,

ADOPTION OF MINUTES.

Moved by Ald. Meek, seconded by Ald. Toye, (1) that the minutes as printed be adopted.—Carried.

COMMUNICATIONS.

Communications as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

Margaret Lennon, applying for remission of taxes for 1903 and 1904, on account of poverty.

Ontario Municipal Association, asking Council to send delegates to the annual convention of the Association to be held in Hamilton on the 6th and 7th of September.

D. M. McIntyre, City Solicitor, advising that the Assessor be authorized to attend the annual convention of the Ontario Municipal Association.

John H. Mills, asking that the license fee for Auctioneer's clerks be increased from $10 to $40.

F. C. Ireland, City Treasurer, arrears of taxes collected by W. King to date.

Union of Canadian Municipalities, notice of annual meeting.

BOARD OF WORKS.

The Bishop of Ontario, objecting to the construction of an asphalt walk on O'Kill Street as a local improvement.

Chester Loomis Curtis, objecting to piles of ashes and cinders on Earl Street.

CITY PROPERTY.

J. Taylor, Manager of the Bank of British North America, asking for the construction of a new vault.

HOUSE OF INDUSTRY.

William Holder, complaining of a nuisance on the House of Industry property.

COURT OF REVISION.

H. Gervais, objecting to his personal taxation.

William Cook, Samuel Reid, W. Francisco, D. B. Murray, and T. N. Sharman, objecting to dog taxes.

Robert Eward, complaining of an error in his taxation.

FYLED.

John Murphy, applying for remission of taxes for 1902 and 1903 on account of poverty.

D. M. McIntyre, City Solicitor, advising as to the present position in the matter of the purchase of the plant of the Kingston, Light, Heat and Power Company.

John McIntyre, K.C., reporting the result of the application of the Grand Trunk Railway Company to the Railway Commission for a change in the orders of the late Railway Committee of the Privy Council in reference to the proposed subway at the outer station.

L. W. Shannon, City Clerk, applying for leave of absence from June 27th to July 9th.

A. F. Roney, announcing that the Kingston Old Boys' Associations of Toronto and Ottawa intend running excursions to Kingston on the 23rd of July, and asking that the Civic Holiday be fixed for Monday, July 25th.

Moved by Ald. Meek, seconded by Ald. McLeod, (2) that the taxes of John Murphy be remitted on the ground of poverty.—Carried.

Moved by Ald. King, seconded by Ald. Meek, (3) that the City Clerk be granted leave of absence from June 27th to July 9th, inclusive.—Carried.

Moved by Ald. McLeod, seconded by Ald. Meek, (4) that the Civic Holiday be held on Monday, July 25th.—Carried.

PETITIONS.

Ald. Bassam presented petitions for artificial stone walks on the west side of University Avenue from the South side of Earl Street to Union Street, on the East side of Frontenac Street from the North side of Earl Street 132 feet northerly towards Johnson Street, and on the South side of Earl Street from the East side of University Avenue Easterly 101 feet towards Division Street. which were referred to the Board of Works.

Ald. Knapp presented the petition of T. M. Asselstine and others for the watering of Division Street between Johnson and Earl Streets, which was referred to the Board of Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 55, from the Committee on Finance and Accounts, as follows :—

Mayor's Office,
Kingston, June 16th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

Office Specialty Manufacturing Co., furniture and supplies	$	85 52
S. Anglin & Co., lumber		403 67
Harold L. Bond Co., patent couplings, root cutters &c		73 90
Warren Bituminous Paving Co., kiola		292 68
S. Anglin & Co., lumber		56 84
S. Grimshaw, advance on walks and crossings		250 00
R. W. Smith, broken stone		71 05
Labor Pay List, ending June 15th		1,015 48
	$	2,249 14

Water Works.

J. G. Foster & Co., City directory	$	2 00
Bell Telephone Co., 6 months exchange to December 1st, 1904		23 50
Carnovsky Wood Manufacturing Co., flooring		2 30
Elliott Bros., lead pipe		190 76
Labor Pay List, ending June 13th		92 78
Canadian Freeman, advertising		5 50
News and Times		17 35
	$	334 19

Fire and Light.

Mr. Wartman, oats	$	11 56
F. H. Amey, Oats		17 50
Mr. Patterson, hay		9 60
M. Cochrane, hay		11 93
N. Sharp, oats		7 00
T. McAuley, blank books		8 00
G. N. W. Telegraph Co., wire and fans		6 96
William Drury, coal		67 40
Crumley Bros., furnishings		28 20
S. F. Hayward & Co., buttons		10 73
Bell Telephone Co., supplies		1 20
Elliott Bros., sundries		40 47
	$	220 55

City Property.

W. N. Lemmon, painting bank premises	$	91 00
H. Milne, cleaning carpet		3 72
J. S. Henderson, soap and matches		1 22
	$	95 94

Parks.

George Adsit, trees	$	6 00
Department of Public Works, rent of Clarence St. lot		1 00
Labor Pay List, endlng June 15th		57 41
S. Grimshaw, labor and material		51 73
	$	116 14

Printing and Stationery.

Canadian Freeman, advertising	$	20 00
Monetary Times, advertising debentures		2 50
W. Jackson, printing debentures, etc		79 40
News and Times advertising		47 75
	$	149 65

Police Department.

George Mills & Co., cap	$	3 00
Crawford & Walsh, clothing		39 50
	$	42 50

Salaries.

A. E. Smythe, collecting street watering rates	$	17 45

Contingencies.

R. J. Reid, pauper burials and use of ambulance	$	18 00
J. G. Foster & Co., city directories		12 00
C. P. R. Telegraph Co., telegram		28
Bell Telephone Co., conversation		80
K. & P. Railway Co., pauper pass		75
S. A. Hentig, postage stamps		10 00
Rudd Harness Co., felt		45
Mabel Swann, typewriting		75
	$	43 03

On the communicaion of H. Wade, your committee recommend that he be refunded $12.00 taxes paid twice.

On the communication of J. H. Jones, your committee recommend that the sum of $24, wrongly applied to the taxes on his dwelling, be placed to his credit on account of taxes on his shop, the taxes on his dwelling having been paid.

On the communication iof the City Clerk, notifying Council of the Polling sub-divisions which contain more than 200 qualified voters, your committee recommend that new polling sub-divisions be established in Frontenac, Rideau and Victoria Wards, and that a by-law be passed defining the boundaries of the various sub-divisions in these wards as recommended by the Assessor and City Clerk.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. MEEK.
R. H. TOYE.
JOHN McLEOD.
J. McDONALD MOWAT.

Moved by Ald. Meek, seconded by Ald. McLeod, (5) that the report of the Finance committee be received and adopted.—Carried.

BOARD OF WORKS.

COMMITTEE ROOM,
KINGSTON, June 16TH, 1904.

Ald. Knapp presented Report No. 56, from the Board of Works, as follows :—

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. On communication of of R. W. Smith, requesting that the stone now broken by him be measured and paid for, that he be paid for all stone delivered up to date.

2. On the communication of D. Harris and others, in regard to the crossing on the east side of Barrie Street over York Street and to the condition of Barrie Street, north of York Street, that the matter be left in the hands of the City Engineer.

3. On the resolution of Council, as to the keeping check upon the street watering, the Chairman and the City Engineer have been instructed to devise such means as in their opinion will insure the proper carrying out of the contract, and will report later.

4. That in the opinion of the members of this Council assembled in regular meeting expressed by a two thirds vote of the members present, it is desirable in the public interest that a sidewalk of the following material, namely plank, should be constructed and laid down upon and along the east side of Ontario Street, from Princess Street to Queen Street as a local improvement and that the cost thereof should be assessed against the properties fronting and abbutting thereon.

5. That the City advertise their intention to construct Asphalt and Artificial Stone walks on the local improvement plan, on the undermentioned streets, at a cost estimated by the City Engineer as folows:—

ASPHALT WALKS.

Wellington Street (west side), from Johnston Street to Clarenrce Street, estimated cost $233.89.

Union Street (south side), from Alfred Street west to the City limits, estimated cost $3,750.99.

ARTIFICIAL STONE.

Clarence Street (south side), from Wellington Street to Bagot Street, estimated cost $485.89.

Gore Street (north side, from Bagot Street to Wellington Street estimated cost $398.85.

King Street (east side), from Johnston street to William street, estimated cost $385.82.

Montreal Street (east side), from Brock Street northerly to connect with an artificial stone walk on said street, estimated cost $167.85.

That the City Engineer's reports and estimates for the above asphalt and artificial stone walks now on file in the office of the City Clerk, be received and adopted.

7. On the communication of William and R. J. Robinson in reference to the O'Kill Street Sewer, your committee beg leave to submit herewith a communication from the City Solicitor and to report that it is unable to recommend the necessary extension of the sewer unless Council provides the funds for the same, estimated by the City Engineer at $2,500.

Respectfully submitted,

(Signed) JAS. F. KNAPP, Chairman.
W. E. BASSAM.
W. G. STRAINGE.
D. COUPER.
GEO. SEARS.

Moved by Ald. Knapp, seconded by Ald. Couper, (6) that the report of the Board of Works be received and adopted.

Moved in amendment, by Ald. McLeod, seconded by Ald. Meek, that Clause 4 of the Board of Works report be struck out. —Carried on the following division :—

Yeas :—Mayor Bell, Ald. Angrove, Carson, Couper, Hoag, King, Knapp, Mallen, McFarlane, McLeod, Meek, Mowat, Sands, Tove.—14.

Nays :—Ald. Bassam, Sears, Strainge.—3.

Moved in amendment, by Ald. King, seconded by Ald. Meek, that in place of Clause 7 of the Board of Works report, the following be substituted :

"That, in the opinion of this Council, the improvement of the mouth of the O'Kill Street sewer, recommended by the City Engineer, is proper and necessary and should be immediately undertaken, and that the Finance Committee report at the next meeting of Council making provision for the necessary cost.—Carried.

The report as amended was adopted.

CITY SOLICITOR'S LETTER.

KINGSTON, June 16th, 1904.

DEAR SIR:—

I have considered the question as to the right of the City Council to lay a plank walk under Section 677 of 3 Ed. VII Cap. 19 along a street along which within two years the Council had under Section 669 given notice of its intention to lay a walk and where that intention had been thwarted by a counter-petition of the property owners sufficiently signed.

I am of the opinion that Section 677 empowers the Council to lay a walk of the materials mentioned in that section notwithstanding that an abortive attempt had been made by Council within two years to lay a walk under Section 669. Of course, to proceed under Section 677, it is necessary that the resolution should be passed at a regular meeting of Council, should declare that the construction of the walk is desirable in the public interest and should be carried by a vote of two-thirds of the members of Council present.

I would suggest that the report of the Committee to Council be in these words:

"That in the opinion of the members of this Council assembled in regular meeting, expressed by a two-thirds vote of the members so present, it is desirable in the public interest that a sidewalk of the following material, namely, plank, should be constructed and laid down upon and along the east side of Ontario Street from Princess Street to Queen Street as a local improvement, and that the cost thereof should be assessed against the properties fronting and abutting thereon."

Yours truly,

D. M. McINTYRE.

A. K. KIRKPATRICK, ESQ.,
City Engineer.

FIRE AND LIGHT.

Ald. Toye presented Report No. 57, from the Committee on Fire and Light, as follows :—

Kingston, June 10th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. That the tender of McKelvey and Birch for 500 feet of Perless Hose at 80 cents per foot be accepted.

2. That the street lighting contract with the Kingston Light, Heat and Power Company is at an end, and that they cannot recommend that the lighting of the streets by the Company be continued beyond the 1st July next; and that the City Solicitor be instructed to notify the Company to that effect.

Respectfully submitted,

(Signed) R. H. TOYE, Chairman.
JOHN McLEOD.
J. McDONALD MOWAT.
J. CARSON.
W. W. SANDS.

Moved by Ald. Toye, seconded by Ald Mowat, (7) that the report of the Fire and Light Committee be received and adopted. —Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 58, from the Committee on City Property and Markets, as follows :—

Committee Room,
Kingston, June 15th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. That the tender of Thomas Keats offering $41.00 for the Smelter Site fields for pasture, has been accepted, his being the highest tender.

Respectfully submitted,

(Signed) R. N. F. McFARLANE, Chairman.
FRANCIS KING.
JAMES MALLEN.
GEO. SEARS.
FRANK J. HOAG.
W. G. STRAINGE.

Moved by Ald. McFarlane, seconded by Ald. Mallen, (8) that the report of the Committee on City Property be received and adopted.—Carried.

MOTIONS.

WOODEN WALKS.

Moved by Ald. Meek, seconded by Ald. McLeod, (9) that the question of building wooden walks be laid over until the Works' Committee has reported, (1) Whether a limit can be established, in the business district, within which permanent walks should be built, of asphalt or granolithic; (2) Whether wooden walks can be laid outside of this district with the money at the disposal of the Works' department, without special taxation; (3) Whether it is possible to defer the building of some walks now under contemplation until the cost of walks generally has been prepared in detail, and the matter has been referred to the people.—Carried.

CONSOLIDATING THE BY-LAWS.

Moved by Ald. Couper, seconded by Ald. Carson, (10) that the matter of consolidating the by-laws be referred to the Committee on Printing.—Carried.

NEW GOVERNMENT BUILDINGS.

Moved by Ald. Bassam, seconded by Ald. Carson, (11) that a deputation consisting of Ald. Behan, Mowat, Carson, and the mover, wait on Hon. Mr. Harty with a view to having a new Post Office or Examining Warehouse on Clarence Street, between the Post Office and Custom House.—Carried.

BY-LAWS.

RESPECTING THE PAYMENT OF TAXES.

Ald. Meek presented By-Law No. 45, 1904, as follows :—

BY-LAW NO. 45, 1904.

A By-Law to amend By-Law No. 19, 1904.

PASSED JUNE 20, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. By-law No. 19, 1904, is amended by adding to Clause 1 of said By-law the following words: "but this provision as to the time of payment shall be without prejudice to the rights of said Corporation under Section 409 of the Consolidated Municipal Act, 1903."

2. This By-law shall come in force and take effect on its passing.

L. W. SHANNON, *City Clerk.*

[L.S.]

J. H. BELL, *Mayor.*

The by-law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. McLeod in the chair; and was signed and sealed.

RESPECTING LAWN SPRINKLING.

Ald. Meek, presented By-Law No. 46, 1904, as follows :—

BY-LAW NO. 46, 1904.

A By-Law to amend By-Law No. 491,

PASSED JUNE 20, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. By-law No. 491 is amended by adding after the words "charges for street hose" in Schedule A the following words, "the use of hose is limited to 7 hours per day, to wit, between 6 o'clock A.M. and 9 o'clock A.M.; and between 4 o'clock P.M. and 8 o'clock p.m. of each day"; and by adding after the words "lawn sprinklers" in said Schedule the following words: "the use of lawn sprinklers is limited to 7 hours per day, to wit, between 6 o'clock A.M. and 9 o'clock A.M., and between 4 o'clock P.M. and 8 o'clock P.M. of each day."

2. This By-law shall come in force and take effect on its passing.

J. H. BELL, *Mayor.*

L. W. SHANNON, *City Clerk.*

[L.S.]

The by-law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. King in the chair; and was signed and sealed.

TO RATIFY AN AGREEMENT WITH J. M. CAMPBELL.

Ald. McFarlane presented a by-law to ratify a certain agreement between the Corporation of the City of Kingston and John Murdoch Campbell, as follows :—

BY-LAW NO. 1904.

A By-Law to ratify a certain agreement between the Corporation of the City of Kingston and John Murdoch Campbell.

PASSED.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. The Agreement hereto annexed and forming Schedule A to this By-Law is hereby ratified and confirmed.

2. This By-Law shall come in force and take effect on its passing.

SCHEDULE A.

THIS AGREEMENT made in triplicate this day of June, A.D., 1904.

BETWEEN:—

The Corporation of the City of Kingston, hereinafter called the Corporation,

Of the First Pare

and

John Murdoch Campbell, of the City of Kingston, in the County of Frontenac, Electrical Engineer, hereinafter called the Applicant,

Of the Second Part

WITNESSETH:

WHEREAS the said applicant hath represented that he is about to develop the water power at Kingston Mills and to convert the same into electric energy for use as power;

AND WHEREAS the said applicant hath applied to the Corporation for permission to erect poles and wires in and on certain streets of said City for the transmission of electric energy so developed over and along the same to certain premises in said City and for certain purposes;

AND WHEREAS it is expedient to grant permission to said applicant but subject as herein provided.

1. The Corporation hereby grants permission to said applicant to erect and maintain a single line of poles and to string wires upon the same for the transmission of electric energy in and along the following streets: Southerly along Montreal Street from the northern City limits to a point in line with Barrack Street produced westerly, thence along said line and along Barrack Street to King Street, thence along King Street to Queen Street, thence along Queen Street to Ontario Street, thnce to the site of the present mill building of the applicant with the right to ransfer the terminus of the line to the proposed new mill on Ontario Street when completed and to transmit electric energy developed at said Kingston Mills over and along the same, but subject as herein provided.

2. The poles and wires so erected shall be erected and maintained so as to comply with the by-law of said Corporation governing the erection and maintenance of poles and wires on the public streets and places within the said City for the transmission of electricity.

3. The electric energy so developed and transmitted shall be used and employed by the said applicant solely in and about the milling and manufacturing business of the said applicant upon his premises situate on the East side of Ontario Street, between Brock and Queen Streets, in said City.

4. The permission hereby granted and all rights hereby conferred may be assigned and transferred by the applicant to any Company incorporated for the purpose of carrying on a milling or manufacturing business in said City on the premises hereinbefore mentioned, but shall not be otherwise assigned or transferred.

IN WITNESS WHEREOF the said Corporation hath hereto affixed its seal and the signature of its Mayor, and the said applicant hath hereto set his hand and seal the day and year first above written.

Signed, sealed and delivered in presence of D. M. McIntyre, as to execution by John Murdoch Campbell.

JOHN M. CAMPBELL.

The by-law was read a first time, and the 31st rule being suspended, Council went into Committee of the Whole on the second reading of the by-law, clause by clause, Ald. Carson in the chair.

Mayor Bell moved, seconded by Ald. Meek, that Clause 1 in schedule A be amended by adding after the word "permission" in the first line, "for the period of ten years, with a further period of ten years, provided the Council so orders."—Carried.

Ald. King suggested an amendment providing that in no event shall light, heat or power be carried or distributed beyond the said premises, and the committee rose and reported progress.

TO ALTER THE POLLING SUB-DIVISIONS.

Ald. Meek presented a by-law to amend By-Law No. 516, as follows :—

BY-LAW NO. , 1904.

A By-Law to amend By-Law No. 516.

PASSED.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. By-law No. 516 is amended by striking out all the words in the Schedule to said By-law after the words "Polling Sub-division No. 11" and including said last mentioned words and substituting in lieu thereof the following:—

POLLING SUB-DIVISION NO. 11,—being composed of that portion of Frontenac Ward lying within the following limits:

Commencing at the junction of Princess Street and Montreal Street, thence westerly along Princess Street to Clergy Street, thence northerly along Clergy Street to Ordnance Street, thence easterly along Ordnance Street to Montreal Street, thence southerly along Montreal Street to the place of beginning.

POLLING SUB-DIVISION NO. 12,—being composed of that portion of Frontenac Ward lying within the following limits:

Commencing at the junction of Princess Street and Clergy Street, thence northerly along Clergy Street to Colborne Street, thence westerly along Colborne Street to Barrie Street, thence northerly along Barrie Street to York Street, thence westerly along York Street to Raglan Road, thence westerly along Raglan Road to the westerly limit of Frontenac Ward, thence southerly along said limit to Princess Street, thence easterly along Princess Street to the place of beginning.

POLLING SUB-DIVISION NO. 13,—being composed of that portion of Frontenac Ward lying within the following limits:

Commencing at the junction of Montreal Street and Raglan Road, thence westerly along Raglan Road to York Street, thence easterly along York Street to Barrie Street, thence southerly along Barrie Street to Colborne Street, thence easterly along Colborne Street to Clergy Street, thence northerly along Clergy Street to Ordnance Street, thence easterly along Ordnance Street to Montreal Street, thence northerly along Montreal Street to the place of beginning.

POLLING SUB-DIVISION NO. 14,—being composed of that portion of Frontenac Ward lying within the following limits:

Commencing at the junction of Patrick Street and Raglan Road, thence westerly along Raglan Road to Division Street, thence northerly along Division Street to Adelaide Street, thence easterly along Adelaide Street to Patrick Street, thence southerly along Patrick Street to the place of beginning.

POLLING SUB-DIVISION NO. 15,—being composed of that portion of Frontenac Ward lying within the following limits:

Commencing at the junction of Montreal Street and Raglan Road, thence westerly along Raglan Road to Patrick Street, thence northerly along Patrick Street to Adelaide Street, thence westerly along Adelaide Street to Division Street, thence northerly along Division Street to the northerly City limits, thence easterly along said limits to Montreal Street, thence southerly along Montreal Street to the place of beginning.

POLLING SUB-DIVISION NO. 16,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing on Princess Street at the division line between Rideau and Frontenac Wards, thence northerly to where said division line meets Division Street, thence northerly along Division Street to Pine Street, thence westerly along Pine Street to Alfred Street, thence southerly along Alfred Street to Princess Street, thnce easterly along Princess Street to the place of beginning.

POLLING SUB-DIVISION NO. 17,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing at the junction of Alfred Street and Princess Street, thence northerly along Alfred Street to Pine Street, thence easterly along Pine Street to Division Street, thence northerly along Division Street to Concession Road, thence westerly along Concession Road to Princess Street, thence easterly along Princess Street to Albert Street, thence southerly along Albert Street to Mack Street, thence easterly along Mack Street to Alfred Street, thence northerly along Alfred Street to the place of beginning.

POLLING SUB-DIVISION NO. 18,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing on Barrie Street at its junction with Johnson Street, thence westerly along Johnson Street to University Avenue, thence northerly along University Avenue to Princess Street, thence easterly along Princess Street to a point 132 feet west of Barrie Street, thence southerly in a direct line, along the easterly limit of Ridau Ward to Barrie Street, thence southerly along Barrie Street to the place of beginning.

POLLING SUB-DIVISION NO. 19,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing at the junction of Barrie Street and Earl Street, thence westerly along Earl Street to Alfred Street, thence northerly along Alfred Street to Johnston Street, thence easterly along Johnston Street to Barrie Street, thence southerly along Barrie Street to the place of beginning.

POLLING SUB-DIVISION NO. 20,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing at the junction of Alfred Street and Mack Street, thence westerly along Mack Street to Albert Street, thence southerly along Albert Street to the southerly limit of Rideau Ward, thence easterly along said

limit to Alfred Street, thence northerly along Alfred Street to Johnson Street, thence easterly along Johnson Street to University Avenue, thence northerly along University Avenue to Princess Street, thence westerly along Princess Street to Alfred Street, thence southerly along Alfred Street to the place of beginning.

POLLING SUB-DIVISION NO. 21,—being composed of that portion of Rideau Ward lying within the following limits:

Commencing at the junction of Princess Street and Albert Street, thence westerly along Princess Street to the northerly limits of the City, thence westerly along said limits to the westerly limits of the City, thence southerly along said limits to the south side of Johnson Street, thence easterly in a direct line along the southerly limit of Rideau Ward to Albert Street, thence northerly along Albert Street to the place of beginning.

POLLING SUB-DIVISION NO. 22,—being composed of that portion of Victoria Ward lying within the following limits:

Commencing at the junction of Barrie Street and Earl Street, thence southerly along Barrie Street to Clergy Street West, thence westerly along Clergy Street West to University Avenue, thence southerly along University Avenue to Union Street, thence westerly along Union Street to the westerly City limits, thence northerly along said limits to Johnson Street, thence easterly along the northerly limits of Victoria Ward to the place of beginning on Barrie Street.

POLLING SUB-DIVISION NO. 23,—being composed of that portion of Victoria Ward lying within the following limits:

Commencing at the junction of Barrie Street and Clergy Street West, thence southerly along Barrie Street to Deacon Street, thence westerly along Deacon Street to Arch Street, thence southerly along Arch Street to Stuart Street, thence westerly along Stuart Street to University Avenue, thence northerly along University Avenue to Clergy Street West, thence easterly along Clergy Street West to the place of beginning on Barrie Street.

POLLING SUB-DIVISION NO. 24,—being composed of that portion of Victoria Ward lying within the following limits:

Commencing at the centre of the junction of Barrie Street and Deacon Street, thence southerly along Barrie Street to the water's edge, thence westerly along water's edge to Albert Street, thence northerly along Albert Street to Union Street, thence easterly along Union Street to University Avenue, thence southerly along University Avenue to Stuart Street, thence easterly along Stuart Street to Arch Street, thence northerly along Arch Street to Deacon Street, thence easterly along Deacon Street to the place of beginning on Barrie Street.

POLLING SUB-DIVISION NO. 25,—being composed of that portion of Victoria Ward lying within the following limits:

Commencing at the water's edge at the foot of Albert Street, thence westerly along the water's edge to the westerly City limits, thence northerly along the said limits to Union Street, thence easterly along Union Street to Albert Street, thence southerly along Albert Street to the place of beginning.

2. This by-law shall come in force and take effect on its passing.

The by-law was read a first time, and Council adjourned at 10.35 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, June 28th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day to consider the report of the Committee on Fire and Light upon the settlement of differences between the City and the Kingston Light, Heat and Power Company, and the agreement for taking possession of the works of the Company. Present: Mayor Bell, Ald. Angrove, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, McFarlane, McLeod, Meek, Mowat, Rigney, Sears, Strainge and Toye.

ACTING CITY CLERK.

Moved by Ald. Toye, seconded by Ald. Mowat, (1) that Donald M. McIntyre be appointed to act as City Clerk at this meeting in the stead and during the absence of Lewis W. Shannon, City Clerk.—Carried.

SUSPENSION OF RULE 33.

Moved by Ald. Mowat, seconded by Ald. Rigney, (2) that Rule 33 be suspended that the Report of the Fire and Light Committee may be received though not yet signed by a majority of the Committee.—Carried.

REPORT.

Ald. Toye presented Report No. 59, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM, June 28th, 1904.

To the Mayor and Council:

The Committee on Fire and Light beg leave to recommend for adoption the accompanying agreement, embodying a settlement of the differences between the City and the Kingston Light, Heat and Power Company, and providing for the completion of the sale and the delivery of possession of the works and property purchased.

All of which is respectfully submitted,

(Signed) R. H. TOYE, *Chairman.*
JOHN McLEOD,
J. McDONALD MOWAT,
J. CARSON,

THE AGREEMENT.

Memorandum of Agreement made this 28th day of June, A.D., 1904.

BETWEEN:—

The Corporation of the City of Kingston, hereinafter called the Corporation,

Of the First Part

and, The Kingston Light, Heat and Power Company, hereinafter called the Light Company,

Of the Second Part

and, The Kingston, Portsmouth and Cataraqui Electric Railway Company, hereinafter called the Railway Company,

Of the Third Part.

WITNESSETH:—

The said parties agree as follows for the purpose of carrying into effect a certain agreement between said Corporation and said Light Company, dated 14th July, 1896, and completing the same:

1. The Corporation shall on the first day of August, 1904, be admitted to possession of the works, plant, appliances and property of the Light Company, contracted to be sold to the Corporation as set out in the inventories filed on said arbitration, including the lots of land set out in Schedule "B" to said agreement.

2. To ensure such delivery and the punctual performance of this agreement on the part of the Light Company, voting power representing a majority of the stock of said Light Company shall be vested in Richard Thomas Walkem, K.C., the Solicitor of the Light Company, on or before the 29th June instant, in case this agreement is ratified by the Corporation on or before that date.

3. The said Richard Thomas Walkem, K.C., shall on or before 29th June instant endorse hereon an undertaking to carry out the terms and provisions of this agreement upon the part of the Company.

4. The Corporation shall take a conveyance of said works and property and land subject to the outstanding debentures of said Light Company amounting to the sum of $99,975, and interest on the same from 1st August, 1904, and shall pay a portion of the purchase money, being the difference between the amount of the award, $170,373, and a sum made up of the principal of said debentures, $99,975, together with accruing interest to 1st August, 1904, and a proportion of the taxes on said works and property and lands for 1904 to 1st August, and also the costs taxed to the Corporation on the appeals against the award made on said arbitration.

5. The Corporation shall take over from the said Companies and the said Companies shall sell to the said Corporation at a valuation to be agreed upon, all plans desired by the Corporation and all tools, stock on hand and all additions and extensions to said plant made since 1st August, 1901, and not included in the inventories filed on said arbitration and not made primarily for the purpose of the railroad of the Railway Company; but no additions or extensions to the plant shall be paid for by the Corporation under this clause which were made by the Railway Company as lessees of said works and property as repairs; and the Corporation shall have access to the books of said Companies for the purpose of ascertaining the extent, nature and value of such additions and extensions; such additions and extensions so to be valued and paid for being as shown by the books of said Companies of an estimated value of $3,857, but such additions and extensions and the value of the same shall be verified and established as hereinbefore provided.

6. The Corporation shall have access immediately to the books of account of both Companies so far as they relate to the works and property purchased by the Corporation, and the said books of account shall be left in the possession of the continuing employees of the said Companies after the first day of August until the Corporation shall have made copies of same and procured such information from them as shall be required by the Corporation in the operation of said works and property.

7. The Corporation shall furnish power to the generators of the Railway Company at the power house of the Corporation as now installed for the regular cars of said Company at the rate now charged, namely, two dollars per car per running day, for a period of six months from the first day of August, 1904; and shall furnish power to the said generators for the Railway Company's street sweepers, freight motor car, and for electricity at Lake Ontario Park at reasonable rates to be hereafter agreed upon for six months from said first day of August, provided that extra passenger cars of the Railway Company shall be furnished power at reasonable rates to be hereafter agreed upon; and due notification in writing shall be given to the Corporation by the Railway Company of the running times of such extra passenger cars on the day of such running; and the Railway Company shall each day before the hour of ten o'clock in the morning furnish in writing to the Corporation a list of all the regular cars in service on such day and the numbers thereof; and in case at any time any regular car is withdrawn and another car substituted therefor the number of such substituted car shall be at once furnished to the Corporation; all notifications under this clause shall be given to the Corporation's City Engineer at his office.

The Corporation shall on or before 1st October, 1904, notify the Railway Company of the terms upon which the Corporation will furnish power to the Railway Company from and after the termination of this agreement.

The Corporation shall furnish power for the Company's street sweeper on Sundays and at nights upon notification to the Engineer in charge at the works of the Corporation.

The power to be furnished under this clause to the Railway Company shall be furnished only to the extent and at the times and in the manner heretofore ordinarily furnished to said Company.

The Corporation shall be exonerated from the obligation to furnish power to said Railway Company in case of any accident to the plant and machinery or any part of the same, but the Corporation shall be bound to repair and reinstate said plant and machinery after said accident with all reasonable despatch so as to resume the furnishing of power to the Railway Company hereunder.

The said generators and attachments thereto of the Railway Company shall be put in good repair and good running order by the Railway Company on the delivery of the works and plant to the Corporation and to the satisfaction of John M. Campbell, Electrician, and the Corporation during said period of six months shall be bound to make ordinary repairs to said generators and attachments thereto so as to maintain them in good running order during said period of six months, but shall not be liable for failure to comply with the requirements of this clause by reason of any breakage or insufficiency in said generators not occasioned by negligence on the part of the Corporation or its employees.

The Railway Company shall not be bound to take power from the Corporation during said period of six months except as desired by the said Company from time to time.

The employees of the Railway Company shall during said period of six months be entitled to enter upon the premises of the Corporation for the purpose of examining said generators of the Railway Company and the Corporation shall on request make any ordinary repairs to the same.

8. That the Railway Company shall be permitted to lay a suction pipe from the Company's car barns into the waters of the harbour for supplying water to the Company's power plant when constructed upon the Company's complying with the provisions of the City By-law as to indemnification of the Corporation against claims for accidents occurring during and by reason of the laying of said suction pipe.

9. The Corporation covenants with the Light Company to assume and pay the outstanding debentures of the Light Company amounting to $99,975, with the interest thereon from 1st August, 1904, until maturity.

IN WITNESS WHEREOF the Corporation and the Companies have hereunto affixed their several seals and the Mayor of the Corporation and the several Presidents of the said Companies have hereto set their hands the day and year first above written.

Signed, sealed and delivered in the presence of,

I. A. BRECK, *President*,
Kingston Light, Heat and Power Company. [L.S.]

I. A. BRECK, *President*,
Kingston, Portsmouth and Cataraqui Electric Railway Company. [L.S.]

J. H. BELL, *Mayor*. [L.S.]

THE AGREEMENT CONSIDERED.

Moved by Ald. Behan, seconded by Ald. McLeod, (3) that Council go into Committee of the Whole with the Mayor in the chair to consider the proposed agreement re Lighting Plant, clause by clause.—Carried.

The following clauses were approved seriatim: 1, 2, 3, 4, 5, 6, 7, 8, 9.

ADOPTION OF THE REPORT.

Moved by Ald. Toye, seconded by Ald. Mowat, (4) that the report of the Committee on Fire and Light, with the agreement attached thereto, be adopted as a whole.—Carried.

BY-LAW.

TO RATIFY A CERTAIN AGREEMENT.

Ald. Toye presented By-Law No. 47, 1904, as follows:—

BY-LAW NO. 47, 1904.

A By-Law to ratify a certain agreement.

Passed June 28th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. The agreement hereto annexed between the Corporation of the City of Kingston and the Kingston Light, Heat and Power Company, and the Kingston, Portsmouth and Cataraqui Electric Railway Company, is hereby ratified and confirmed.

2. This By-Law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor,*
D. M. McINTYRE,
Acting City Clerk
in the absence of the City Clerk.

The By-Law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Carson in the chair; and was signed and sealed.

MOTIONS.

TO LIGHT THE STREETS.

Moved by Ald. King, seconded by Ald. Mowat, (5) that the resolution to discontinue the use of the street lights after July 1st be rescinded in view of the agreement now reached.—Carried.

Moved by Ald. King, seconded by Ald. Mowat, (6) that the Fire and Light Committee be requested to arrange with the Company for the continuance of the street lighting on the basis of the present contract during the month of July.—Carried.

Council adjourned.

Acting City Clerk.

COUNCIL CHAMBER.

KINGSTON, July 4th, 1904

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, Meek, Rigney, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Meek, seconded by Ald. King, (1) that the minutes of the last meeting as printed be adopted.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

T. McK. Robertson, asking that the taxes for 1903 on the Kingston Public Library be written off.

James Yule objecting to personal taxes for 1902 and 1903.

F. C. Ireland, City Treasurer, arrears of taxes collected by W. King to date.

James Daly stating that his lease of the market tolls has been unprofitable and asking for relief to the extent of $150

Ivo L. A. Cobet, appealing against over assessment.

BOARD OF WORKS.

Kirkpatrick, Rogers and Nickle, Solicitors for L. B. Spencer, against the construction of an artificial stone walk on Mack Street as a Local Improvement.

W. D. Carmichael, in favour of the construction of an artificial stone walk on Mack Street as a Local Improvement.

O. S. Strange and others, against the construction of an asphalt walk on Union Street as a local improvement.

Guy R. Shaver, claiming damages for a pair of trousers destroyed by a wire obstruction on Barrie Street.

COURT OF REVISION.

J. A. LeHeup, asking to be relieved of a dog tax.
Jeannie Gwillim, " " "
George H. Smythe, " " "
A. H. Blackeby, " " "

PETITIONS.

Petitions were presented and referred as follows:

BOARD OF WORKS.

Ald. Bassam, from Eliza Grimason and others, for the construction of an artificial stone sidewalk as a Local Improvement on Union Street, North side, from University Avenue to Alfred Street.

Ald. Bassam, from W. H. Smallridge and others, for the construction of an artificial stone sidewalk as a Local Improvement on the South side of Earl Street from University Avenue to Alfred Street, thence southerly 38 feet on Alfred Street.

Ald. Hoag, from E. W. Mullin, and others against Street watering on Division Street.

Ald. Bassam, from Henry F. Wilmot and others, for the construction of an artificial stone sidewalk as a Local Improvement on the West side of Frontenac Street from University Avenue to Earl Street.

Ald. Hoag, from George McCullough and others, against the construction of an artificial stone sidewalk as a Local Improvement on the North side of Brock Street from University Avenue to Alfred Street.

Ald. Couper, from James Schofield and others, against the construction of an artificial stone sidewalk as a Local Improvement on the North side of Princess Street from Alfred to Concession Street.

Ald. Knapp, from Geo. M. Hazlett and others, against the construction of an artificial stone sidewalk as a Local Improvement on the South side of Brock Street between University Avenue and Alfred Street.

Ald. Knapp, from Robert Clugston and others, for the construction of an artificial stone sidewalk as a Local Improvement on the South side of Brock Street from University Avenue to Division Street.

WATER WORKS.

Ald. King, from the Imperial Laundry Company, for a fixed water rate.

Moved by Ald. Bassam, seconded by Ald. Knapp, (2) that all petitions presented for artificial stone sidewalks be referred to the Board of Works with power to act if sufficiently signed.—Carried.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented Report No. 60, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, JUNE 30th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend payment of the following accounts:

Board of Works.

The Kingston & Pembroke Railway Co., carting .....$	4 00
The Great North Western Telegraph Co., telegram.....	25
The Kingston & Pembroke Railway Co., freight charges. .	74
Francis Tracey, dressing tools and grates.....	28 08
The Rathbun Co., cement.....	287 55

John F. McDermott, repairs to watering carts	9 00
James Swift & Co., coal	3 60
Dominion Government, duty on tools	22 20
R. H. Fair, sand	112 50
S. Grimshaw, labor and materials for	92 58
Labor Pay List, ending June 29th	1,124 43
	$1,6[illegible]4 93

Water Works.

Hunter & Harold, on account coal shed contract	$ 600 00
Douglas & McIlquham, on account coal shed contract	600 00
The Rathbun Co., cement	216 25
The Rathbun Co., cement	216 25
William Jackson, embossing and printing	2 50
Labor Pay List, ending June 27th	94 85
	$1,729 85

Fire and Light.

R. E. Wilson, team, hauling steamer to M. T. Co's boat	$ 4 00
American Express Co., express charges and duty on buttons	4 15
Thomas Lambert, 15 suits for firemen	217 50
S. Grimshaw, shingling, etc., at No. 1 fire station	10 34
George Mills & Co., 14 cloth caps, etc	44 10
The Rathbun Co., lumber	81
James Laturney, repairs	15 35
R. McFaul, matting and bedding	6 37
James Laturney, new tires and painting (contract)	20 00
	$ 322 62

City Property.

Samuel Conley, labor on track	$ 5 00
Thomas W. Milo, wall paper and hanging same	9 15
S. Grimshaw, putting up awnings	1 80
John Ballantyne, for scrubbing	6 00
	$ 21 95

Parks.

R. H. Fair, sand	$ 4 50
Labor Pay List, ending June 29th	60 23
	$ 64 73

Contingencies.

John McIntyre, before Board of Railway Commissioners re sub-way	$ 17 60
J. P. Hanley pauper passes	5 45
S. S. Corbett, pauper burial	12 00
C. Lewis, removing dead animals off streets	16 75
Robert J. Reid, pauper burial	8 00
	$ 59 80

2. Your Committee beg to report that the question of providing funds for the construction of the extension of the O'Kill Street sewer is still under consideration.

3. On the communication of the Ontario Municipal Association, your Committee recommend that the annual fee of $10 be forwarded to the Secretary, and that the City Assessor be authorized to attend the annual meeting of the Association in Toronto on the 6th and 7th of September.

Respectfully submitted.

(Signed) J. H. BELL, *Mayor and Chairman;*
R. MEEK,
R. H. TOYE,
J. J. BEHAN.

Moved by Ald. Behan, seconded by Ald. Meek, (3) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented Report No. 61, from the Board of Works, as follows:—

COMMITTEE ROOM,
KINGSTON, JUNE 30th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. That the petition of Thomas Thompson for an Artificial Stone sidewalk on the east side of that part of Frontenac Street from the north side of Earl Street, northerly 132 feet towards Johnson Street be granted, if certified sufficiently signed by the City Assessor.

2. That the petition of Thomas Donnelly for an Artificial Stone sidewalk on the south side of that part of Earl Street, from the east side of University Avenue, easterly 101 feet towards Division Street, be granted, if certified sufficiently signed by the City Assessor.

3. That the petition of Oliver Chown and others for an Artificial Stone sidewalk on the west side of that part of University Avenue, from Union Street to Stuart Street, be granted, if certified sufficiently signed by the City Assessor.

4. That the petition of Henry F. Wilmot and others for an Artificial Stone sidewalk on the west side of that part of Frontenac Street, from Union Street to Earl Street, be granted, if certified sufficiently signed by the City Assessor.

5. That the petition of Eliza Grimason and others for an Artificial Stone sidewalk on the north side of that part of Union Street, from University Avenue to Alfred Street, be granted, if certified signed sufficiently by the City Assessor.

6. That the petition of C. W. Clement and others for an Artificial Stone sidewalk on the north side of that part of Earl Street, from Alfred Street to Frontenac Street be granted, as it is certified sufficiently signed by the City Assessor.

7. That the petition of Patrick Browne and others for an Artificial Stone sidewalk on the west side of that part of University Avenue, from Union Street to Stuart Street, be granted, as it is certified sufficiently signed by the City Assessor.

8. That the petition of T. M. Asselstine and others for street watering on that part of Division Street, from Johnson Street to Earl Street be granted, as it is certified sufficiently signed by the City Assessor.

9. That the communication of Chester Lumis Curtis, in reference to the cinders on Earl Street between King and Ontario Streets, be fyled, as the walk for which the cinders were deposited is under construction.

10. As your Committee were unable to agree on a term of years to be granted Mr. J. M. Campbell, to bring power into the City for his own Milling and Manufacturing purposes, that it be referred to the Council for action.

11. As the services of the City Engineer are required in connection with the taking over of the Light, Heat and Power Company your Committee recommend that he be authorized to employ such additional assistance as he may require in his office at the expense of the Light Department.

12. That the City Engineer's reports and estimates for the above Artificial Stone sidewalks petitioned for, now on fyle in the office of the City Clerk, be received and adopted.

13. That the City Engineer's reports and estimates of the following Sewers, now on fyle in the office of the City Clerk, be received and adopted:

William Street, from a point about 66 feet west of Barrie Street to connect with a sewer in Division Street, estimated cost $377.62.

Sydenham Street, from Ordnance Street extending southerly 101 feet towards Colborne Street, estimated cost $275.00.

Albert Street, from Mack Street south to Brock Street to connect with a tile sewer in Albert Street, estimated cost $547.50.

14. On the resolution of Council in reference to the construction of walks, passed by the Council at its last meeting, your Committee beg to submit herewith the City Solicitor's interpretation of the provisions of the Municipal Act in that behalf, as communicated by him to the City Engineer on April 9th, 1903, as follows:—

"The Council may adopt the local improvement system in respect of sidewalks for the whole City in which case the cost of Artificial Stone sidewalks cannot hereafter be apportioned as heretofore between the City and the frontages on a 40 and 60 per cent. basis. Then the City could be charged only the cost of the walks as street intersections and opposite exempted properties.

"The City Council cannot, I think, formally define certain districts within which plank sidewalks may be laid on the local improvement plan. This end may be substantially attained by the Council dealing with the plank sidewalks as they individually come up for consideration and resolving that certain of them shall be constructed as heretofore out of the general revenues and certain others on the local improvement plan.

"If this latter course were adopted there would be three classes of walks constructed.

1. Plank walks built out of the general funds.

2 Plank walks built on the local improvement plan—as to which the cost only of the work at street intersections and opposite exempted properties would be paid out of the general funds.

3. Artificial Stone or Asphalt sidewalks of which the City at large pay 40 per cent. of the cost in addition to the cost of that part opposite street intersections and exempted properties."

In regard to the resolution of Ald. Meek's, passed by Council on June 20th, the City Solicitor is of the opinion that a district cannot be defined within which wooden walks can be laid. Each one must be dealt with on its own merit.

It is expedient to declare, however, that wooden walks should be avoided as much as possible for the reason that they are at present too expensive in view of their short life.

The Works Department was allowed, in the Budget, about $10,500. Of this sum there has been expended about $6,000 in street cleaning, snow shovelling, crossings, grates, sewers, &c. There is a balance, therefore, of only $4,000, and this sum will be required for the repairing of the streets.

There are no finances for walks, and yet some of these must be built in order to escape accidents.

The Committee has had the City Engineer calculate carefully the cost of wooden, asphalt and artificial stone walks and find that it is cheaper to build the permanent walks.

Lumber is much more expensive than it was ten years ago, and a wooden walk, 5 feet wide, costing 40 cents per foot, will only last ten years; two wooden walks would cost 80 cents per foot as compared with the life of the asphalt or artificial stone.

The artificial stone walk complete, 5 feet wide, costs $1.10 per running foot, and the expenditure on them runs over twenty years, 40 per cent. being paid by the City, and the 60 per cent. by the property owners.

A 5 foot asphalt, with curbing, costs the same.

The artificial stone walk is better in appearance, and better in quality; and it should be ordered now when cement is $1.73 per barrel of 350 pounds, the lowest price on record.

As to the construction of permanent walks out of the general funds, your committee consider this impossible.

Last year the expenditure for walks was $14,500, and this year the amount would be fully as large.

To add these sums to the annual amount for which the whole people will be taxed would increase the rate inordinately.

To add to this the thousands of dollars, with interest compounded, that have been paid in by property owners in past years, would raise a financial problem with which no Council could cope.

The local improvement plan, which has been in operation in the City of Toronto, makes the property owners liable for the entire cost of the walk, the City liable only for the cost of the street intersections.

Kingston has had an optional local improvement plan according to which the people and the City have been bearing the expense.

Your Committee recommend the application of this plan as far as possible, believing it to be the best for the City and the rate payers.

Respectfully submitted.

(Signed) JAMES F. KNAPP, *Chairman;*
W. E. BASSAM,
W. G. STRAINGE,
D. COUPER,
GEO. SEARS,
J. CARSON.

Moved by Ald. Knapp, seconded by Ald. Sears, (4) that the report of the Board of Works be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. King presented Report No. 62, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, JUNE 29th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:

1. That William Drury be awarded the contract for the supply of wood at $6.95 per cord, and coal at $6.30 per ton, for use in the City Buildings, his being the lowest tender.

2. On the communication of J. Taylor, Manager of the Bank of British North America, asking for a new vault, that Mr. Newlands, Architect, be asked to make an estimate of a vault suitable for the Bank accommodation, and submit same to this Committee for report.

3. That the plans and specifications for the work of providing office accomodation for the City Treasurer, prepared by W. Newlands, Architect, be adopted; and that the Finance Committee be instructed to provide funds for the work.

Respectfully submitted.

(Signed) FRANCIS KING,
GEO. SEARS,
JAS. MALLEN,
FRANK J. HOAG,
W. G. STRAINGE.

Moved by Ald. King, seconded by Ald. Sears, (5) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

BY-LAWS.

TO ALTER THE POLLING SUB-DIVISIONS.

On motion of Ald. Meek, Council went into Committee of the Whole on the second reading of By-Law No. 48, 1904, "A By-Law to amend By-Law No. 516," clause by clause, Ald. Behan in the chair.

The 31st Rule was suspended and the By-Law was read a third time, signed and sealed.

MONTREAL TRANSPORTATION COMPANY EXEMPTION.

Ald. Meek presented By-Law No. 49, 1904, as follows:—

BY-LAW NO. 49, 1904.

A By-Law to amend By-Law No. 65, (1903).

Passed July 4th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston by a two-thirds vote of the members thereof as follows:—

1. By-Law No. 65 (1903) entitled "a By-Law to partially exempt the grain elevator and premises of the Montreal Transportation Company" is amended by striking out Schedule A thereto annexed and substituting in lieu thereof the following Schedule:

Schedule "A."

Those parts of Water Lots Nos. 1 and 2 upon which is situated the grain elevator with its appurtenances and better known as the Montreal Transportation Elevator and more particularly described as follows:

All those parts of said water lots lying east of a line drawn parallel to Ontario Street from Barrack Street to Queen Street and 160 feet distant from Ontario Street.

2. This By Law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.* [L.S.]
L. W. SHANNON, *City Clerk.*

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. King in the chair, and was signed and sealed.

THE TRIMMING OF TREES.

Ald. Knapp presented By-Law No. 50, 1904, as follows:—

BY-LAW NO. 50, 1904.

A By-Law respecting the Trimming of Trees.

Passed July 4th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. The City Engineer is hereby appointed to trim, or cause to be trimmed, all trees the branches of which extend over the streets of said City.

2. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, Mayor.

[L.S.]

" L. W. SHANNON, City Clerk.

The By-Law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Hoag in the chair; and was signed and sealed.

LOCAL IMPROVEMENT DEBENTURES.

Ald. Behan presented By-Law No. 51, 1904, "A By-Law to raise by way of Loan on the credit of the debentures therein mentioned the sum of $5,615.14 for the purposes therein mentioned."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Bassam in the chair; and was signed and sealed.

TO CONSOLIDATE DEBENTURES AUTHORIZED.

Ald. Behan presented By-Law No. 52, 1904, "A By-Law to consolidate the several amounts for which Local Improvement debentures are authorized to be issued, by the By-Laws mentioned in the Schedule to this By-Law, in one amount and to issue debentures for the said amount in place of the debentures authorized to be issued by the several By-Laws for the several amounts."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Meek in the chair; and was signed and sealed.

THE WATERING OF THE STREETS.

Ald. Knapp presented By-Law No. 53, 1904, "A By-Law to make provisions for the watering of the streets within certain areas for the year 1904."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Sears in the chair; and was signed and sealed.

TO CONSTRUCT A SEWER IN WILLIAM STREET.

Ald. Knapp presented By-Law No. 54, 1904, "A By-Law to authorize the construction of a common sewer in a part of William Street in the City of Kingston, as a Local Improvement, under the provisions of the Municipal Act in that behalf."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Mallen in the chair; and was adopted on the following division, signed and sealed:

Yeas:—Mayor Bell, Ald. Angrove, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, Meek, Rigney, Sears, Strainge, Toye.—15.

Nays:—0.

TO CONSTRUCT A SEWER IN ALBERT STREET.

Ald. Knap presented By-Law No. 55, 1904, "A By-Law to authorize the construction of a common sewer in a part of Albert Street, in the City of Kingston, as a Local Improvement, under the provisions of the Municipal Act in that behalf."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Bassam in the chair; and was adopted on the following division, signed and sealed:

Yeas:—Mayor Bell, Ald. Angrove, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, Meek, Rigney, Sears, Strainge, Toye.—15.

Nays:—0.

TO CONSTRUCT A SEWER IN SYDENHAM STREET.

Ald. Knapp presented By-Law No. 56, 1904, "A By-Law to authorize the construction of a common sewer in a part of Sydenham Street, in the City of Kingston, as a Local Improvement, under the provisions of the Municipal Act in that behalf."

The By-Law received its first reading and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Bassam in the chair; and was adopted on the following division, signed and sealed.

Yeas:—Mayor Bell, Ald. Angrove, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, Meek, Rigney, Sears, Strainge, Toye.—15.

Nays:—0.

MOTIONS.

TENDER FOR COAL.

Moved by Ald. Meek, seconded by Ald. Toye,(6) that the tender of P. Walsh, for 1,200 tons of Westmoreland coal, at $3.34 per ton, be adopted.—Carried.

THE MAYOR'S SALARY.

Moved by Ald. Behan, seconded by Ald. Meek, (7) that the Treasurer be instructed to pay the usual honorarium to the Mayor.—Carried.

CARETAKER OF FAIR GROUNDS.

Moved by Ald. Hoag, seconded by Ald. King, (8) that the Chairman of the City Property Committee open an investigation re the appointment of Samuel Conley as Caretaker of the Fair Grounds and that His Worship the Mayor, as Chairman of Finance, be asked to attend.—Carried.

PRESENTATION OF PICTURE.

His Worship the Mayor here read a letter from Lt.-Col. Carson, commanding the 5th Royal Scots of Canada Highlanders, Montreal, asking Council to accept a picture of himself and officers in commemoration of the visit of the regiment to Kingston on May 24th and 25th, 1903.

Moved by Ald. King, seconded by Ald. Behan, (9) that this Council accept with much pleasure the picture of the officers of the Fifth Royal Scots of Canada presented by Lt.-Col. Carson to the Corporation through His Worship Mayor Bell, and that the most cordial thanks of this Council be tendered for the gift and be communicated by the Clerk to Lt.-Col. Carson, and that the City Property Committee be instructed to hang the picture in a prominent and suitable place in the City Council Chamber.—Carried.

Council adjourned at 11.20 p.m.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, July 18th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Mallen, McFarlane, Meek, Mowat, Sands, Sears, Strainge.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. Mowat, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

A. O'Brien, objecting to taxes for 1902 on personal property.

Lawrence O'Brien, complaining that he is asked to pay part of his taxes twice.

F. C. Ireland, City Treasurer, reporting that W. King has collected $10,472.17 arrears of taxes to date.

Edwin Ashley, objecting to Statute Labor tax for 1902.

BOARD OF WORKS.

A. Williamson, protesting against the proposed artificial stone walk on the south side of Clergy Street West.

George Cliff, asking for an artificial stone walk instead of the proposed asphalt walk on the west side of Division Street between Clergy and Earl Streets.

N. C. Polson, objecting to the proposed asphalt walk on the East side of University Avenue between Brock and Princess Streets.

Catharine Murphy, objecting to the proposed asphalt walk on the West side of Gore Street between King and Wellington Streets.

Kingston, Portsmouth & Cataraqui Railway Company, notifying Council that they were obliged to discontinue the running of one car in order to put their generators in an efficient state of repair.

WATER WORKS.

J. L. Whiting, Solicitor for the Hotelmen's Association, asking for a reconsideration of the system adopted of charging hotels for water by meter.

COURT OF REVISION.

A. Williamson, appealing against the assessment of his workshop and vacant lot on Gore Street on account of vacancy.

POLICE COMMISSIONERS.

D. Dougherty, asking for a license for a second-hand store.

FYLED.

Old Boys' Association of Kingston, asking for a grant of $100 to provide a welcome for the Kingston Old Boys from Ottawa, Toronto and other places, who would assemble here for the Civic Holiday.

The Council was addressed by Mr. Pense, M.P.P., President, who was present with ex-Mayor Shaw, Secretary of the Association, on behalf of the grant.

Moved by Ald. Behan, seconded by Ald. Mowat, (2) that a grant of $100 be granted by this Council towards the reception and entertainment of the Kingston Old Boys, and that the Finance Committee be requested to provide the funds.

PETITIONS.

Ald. Bassam presented a petition from Catharine G. Bailey and others for an artificial stone walk on the west side of Alfred Street from Union Street northerly 106 feet towards Earl Street, and one from Joseph Roadley and others for an artificial stone walk on the north side of Earl Street from University Avenue to Alfred Street; Ald. Hoag presented the petition of Joseph Ryder and others against the construction of an artificial stone walk on the south side of Princess Street from Alfred Street to the Bath Road; and Ald. Meek presented the petition of W. Glidden and others against the construction of an asphalt walk on the east side of University Avenue from Princess to Brock Street, which were referred to the Board of Works.

Ald. Meek presented the petition of G. T. Swan for water works extension on Ellis Street from Division to Main Street, which was referred to the Committee on Water Works.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented Report No. 63, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, JULY 15th, 1904

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend payment of the following acounts:

Board of Works.

K. & P. Railway Co., cartage	$ 4 35
The Rathbun Co., cement	532 50
Aikens and McDonald, broken stone	8 84
R. W. Smith, on account, broken stone	340 00
James Laturney, repairs	1 20
James Laturney, watering cart and sprinkler	300 53
Douglass & McIlquham, cement	57 11

Shales & Taugher, repairs	$ 8 75
R. H. Fair, sand	101 25
W. B. Dalton & Sons, hardware	100 37
Labor Pay List, ending July 13th	954 49

Water Works.

W. B. Dalton & Sons, hardware	$ 21 28
T. Hewitt, expenses to Toronto	14 00
Grand Trunk Railway Co., freight and cartage	56 95
Canada Foundry Co., iron pipe	607 82
Selby & Youlden, sundries	87 41
Labor Pay List, ending July 11th	127 69

City Property.

T. McMahon & Co., glazing	$ 1 50
J. Jenkin, repairs	6 44

Fire and Light.

J. H. Sutherland, felt boots	$ 2 00
D. H. Amey, oats	12 60
P. Grass, oats	25 20
Grand Trunk Railway Co., freight	77
George M. Belanger, painting	12 00
A. Strachan, sundries	7 98
W. B. Dalton & Sons, hardware	1 19
Imperial Laundry, washing	14 28
G.N.W. Telegraph Co., supplies	14 40
D. Hutchison, bran and straw	23 02
Kingston L. H. & P. Co., lighting streets	1,978 47
Peter Lowry, horse shoeing	13 68

Parks.

Labor Pay List, ending July 13th	$ 36 09

Printing and Stationery.

R. Uglow & Co., stationery	$ 6 40
R. W. Allen, bill posting	6 25
George Hansen, rubber stamp and pad	1 50

Police Department.

C. Robinson, Jr., clothing	$ 6 00
Bell Telephone Co., telephones	25 00

Arbitration.

Montreal Gazette, advertising debentures	$ 6 60
Toronto Globe, advertising debentures	15 75

Registry Office.

W. S. Grant, caretaker.....$ 13 00

Administration of Justice.

County of Frontenac, maintenance prisoners, &c.$3,165 00

Contingencies.

Canadian Express Co., express.....$ 40
H. Wade, postage stamps..... 5 00
J. W. Crowley, cartage..... 50

Your Committee recommend:—

2. On the appeal of James Yule against his personal taxes for 1902 and 1903, that the taxes be remitted on payment of costs;

3. On the communication of Margaret Lennon, that one half of her taxes for 1903 and 1904 be remitted on account of old age and poverty;

4. On the complaint of Ivo L. A. Cobet of over assessment, no action;

5. On the appeal of James Daly for a reduction of the amount of his tender for the tolls of Market No. 1, that he be allowed a rebate of $150, and that in future the tolls of Markets Nos. 1 and 2 be offered for sale together;

6. On the communication of T. McK. Robertson, that the taxes for 1903 on the Kingston Public Library be written off;

7. On the communication of the Union of Canadian Municipalities, that the Mayor and one other member of the Finance Committee be authorized to attend the annual meeting at London in September, and that the City Solicitor be authorized to attend the annual meeting of the Ontario Municipal Association in Toronto on the 6th and 7th of September;

8. On the instruction of Council to provide funds for refitting the new offices for the City Treasurer, that the City Property Committee be instructed to proceed with the work at once as the Treasurer reports that the change in the method of collecting the taxes will produce $1,500 more taxes, $700 more interest on arrears of taxes, and a reduction of $500 interest payable on bank loans, a total of $2,700 more revenue than was estimated in the Budget; and by appropriating the $500 paid on account of the purchase of the Smelter site, the whole amount required will be provided;

9. On the question of extending the mouth of the O'Kill Street sewer, that the work be carried out next winter, and that a by-law be submitted to the electors at the Municipal elections in January authorizing the Council to issue debentures to provide for the cost of the same.

10. On the communication of J. H. Mills, no action.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. E. KENT,
J. J. BEHAN,
R. MEEK,
J. McDONALD MOWAT.

Moved by Ald. Behan, seconded by Ald. Mowat, (3) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

Moved, in amendment, by Ald. Bassam, seconded by Ald. King, that clause 4 be referred back for further consideration.—Lost.

BOARD OF WORKS.

Ald. Carson presented Report No. 64, from the Board of Works, as follows:—

COMMITTEE ROOM,
KINGSTON, July 14th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:—

1. On the petition of E. W. Mullen and others, against street watering on that part of Division Street between Johnson Street and Earl Street, no action.

2. On the communication of Guy R. Shaver, asking to be paid for a pair of trousers damaged by a wire obstruction on Barrie Street, no action.

Respectfully submitted.

(Signed) J. CARSON,
W. E. BASSAM,
D. COUPER,
W. G. STRAINGE,
GEO. SEARS.

Moved by Ald. Carson, seconded by Ald. Couper, (4) that the report of the Board of Works be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Mowat presented Report No. 65, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM,
KINGSTON, July 11th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:—

1. That William Miller, Mechanical Engineer of the Fire Department, be granted three months additional leave of absence without pay.

2. That the present employees of the Kingston Light, Heat and Power Company be continued in office for three months certain, subject to be re-engaged or not at the end of that time.

3. That the Chairman be authorized to advertise for the supply of Coal and Oil required at the Light, Heat and Power works.

4. That the City Engineer be appointed to represent the City in the valuing of the additions to the plant of the Kingston Light, Heat and Power Company, as to the terms of the agreement of June 29th.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman,
J. McDONALD MOWAT,
J. CARSON,
W. W. SANDS,

Moved by Ald. Mowat, seconded by Ald. Carson, (5) that the report of the Committee on Fire and Light be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 66, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, July 13th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:—

1. That Samuel Conley be appointed caretaker of the Fair Grounds, on signing an agreement to perform the following duties, and that the necessary by-law to carry out this recommendation be passed, his compensation to be the free use of the house on the property, the hay raised on the grounds and the receipts of the pound.

DUTIES OF CARETAKER.

1. To open the south-west gate at caretaker's house at 6.30 a.m. and close it again at 8.30 p.m., and that the Main gate be opened at such times as may be directed by the Chairman or the City Engineer.
2. To see that all refuse is dumped in the proper place and to spread the same as occasion may require, and to see that no objectionable matter is deposited on the grounds.
3. To keep the fences in repair, to do the necessary glazing and to do the ordinary running repairs to all buildings, the City to supply the materials, the Chairman or City Engineer to be the judge of what work is necessary.
4. To keep all the buildings clean at all times during the year.
5. To make, or allow no alterations to any of the buildings without the consent of the Chairman or City Engineer.
6. To allow no goods of any kind to be stored on the premises without the permission of the Chairman.
7. To allow no person to speed horses on the track except those having permits for the same.
8. To allow no cattle or horses, other than his own, to run on the grounds.

2. That the vault in the Bank of British North America be removed and rebuilt in the new position as shown on plan submitted by Mr. W. Newlands, Architect, provided the bank will enter into a lease of the premises for a term of five years, and that the Finance Committee be requested to provide for the necessary funds.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
JAS. MALLEN,
GEO. SEARS,
W. G. STRAINGE,
FRANK J. HOAG,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. Hoag, (6) that the report of the Committee on City Property and Markets be received and adopted.—Carried.

ENFORCEMENT OF BY-LAWS.

Ald. Meek presented Report No. 67, from the special committee on the enforcement of by-laws, as follows:—

COMMITTEE ROOM,
KINGSTON, July , 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Enforcement of By-laws beg leave to report and recommend as follows:—

Your Committee was appointed by the Mayor, on motion of the Council, to confer with the Police Commissioners with regard to the enforcement of certain By-laws.

The Committee met and decided to ask that the Commissioners give to the Chief of Police the duty of carrying out the following By-laws; that this should be done as a part of his ordinary duty in connection with the administration of justice—the Chief of Police being under the law responsible to the Commissioners of Police for the discharge of this duty.

No. 449—Respecting Auctioneers, and all other By-laws which have to do with the collection of fees and issuing of licenses.

No. 450—Respecting Billiard and Pool Tables, Bowling Alleys, etc.

No. 451—Respecting Hawkers and Petty Chapmen.
No. 452—Respecting Junk Shops or Stores.
No. 454—Respecting Circuses, Shows, etc.
No. 456—Respecting Transient Traders.
No. 455—Respecting Victualing Houses.
No. 457—Respecting Intelligence Offices.
No. 458—Respecting General Licenses.
No. 460—Respecting Cruelty to Animals.
No. 461—Respecting Dogs.
No. 464—Respecting the Suppression of Fires.
No. 466—Respecting Petroleum.
No. 467—Respecting Gun Powder.
No. 469—Respecting the Inspection of Milk.
No. 470—Respecting Bread, its weight and quality.
No. 475—Respecting the Removal of Snow and Ice.
No. 487—Respecting Streets and their obstruction.
No. 490—Respecting the Harbor.
No. 494—Respecting Licenses and Regulating of Milk Vendors.
No. 565—Respecting the Shooting of Guns and other Firearms in the streets.

The Committee waited upon the Chairman of the Police Commissioners and had from him the assurance that he would bring the request of the Committee before the Commissioners at an early date.

The By-laws of the City should be revised. Before this is done the Committee recommend that they be reconstructed so that the Chief of Police may be made the administrator of those which provide penalties for infractions thereof.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
D. M. McINTYRE,
FRANCIS KING,

Moved by Ald. King, seconded by Ald. Meek, (7) that the report of the special committee on City by-laws be received and adopted.—Carried.

HOUSE OF INDUSTRY.

Ald. Hoag presented Report No. 68, from the Committee on the House of Industry, as follows:—

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The committee appointed on behalf of the House of Industry, re the nuisance complained of, beg leave to report that they have examined the same, and although they found nothing of an objectionable nature, have made arrangements with the Superintendent of the institution to prevent any further complaint from citizens in that locality.

Respectfully submitted on behalf of the House of Industry.

(Signed) FRANK J. HOAG.

The report was ordered to be filed.

BY-LAWS.

TO RATIFY A CERTAIN AGREEMENT.

On motion of Ald. Behan, the Committee of the Whole on the second reading of the by-law to ratify a certain agreement between the Corporation of the City of Kingston and John Murdoch Campbell resumed, Ald. Carson in the chair.

The proposed agreement was read by the Clerk.

Moved by Ald. Behan, seconded by Ald. Mowat, (8) that the Committee rise and report progress and ask leave to sit again, that, in the meantime, the agreement be referred to a special committee composed of the Mayor, Ald. Meek, Mowat, King, Toye, and the mover.—Carried.

The Mayor here left the Chamber and Ald. McFarlane took the chair.

RESPECTING DOGS.

Ald. King presented By Law No. 57, 1904, as follows:—

By-Law No. 57, 1904.

A By-Law to re-enact By-Law No. 461 of the Consolidated By-Laws.

Passed July 18th, 1904.

Whereas By-Law No. 461 of the Consolidated By-Laws of the City of Kingston was repealed by By-Law No. 13, 1900, of said City, passed on 30th April 1900, and certain provisions contained in said last mentioned By-Law were substituted for the provisions of said By-Law No. 461,

And whereas By-Law No. 13, 1900, and By-Laws No. 20, 1900, and No. 11, 1903, amending the same, were repealed by By-Law No. 70, 1903;

And whereas it is expedient to re-enact said By-Law No. 461 of the Consolidated By-Laws of said City:

Be it therefore enacted by the Council of the Corporation of the City of Kingston as follows:—

1. By-Law No. 461 as set out in the Consolidated By-Laws of said City is hereby re-enacted and brought into force.

2. This By-Law shall come in force and take effect on its passing.

(Signed) R. N. F. McFARLANE,
Chairman
[L.S.]

(Signed) L. W. SHANNON,
City Clerk.

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Behan in the chair; and was signed and sealed.

MOTIONS.

TO STAND ADJOURNED.

Moved by Ald. Behan, seconded by Ald. King, (9) that when this Council adjourns this evening it stand adjourned until the regular meeting on October 10th, 1904, the Treasurer being authorized to pay all accounts signed by the Mayor and certified by the Chairmen of the standing committees.—Carried.

RE FIRE ESCAPES.

Moved by Ald. Meek, seconded by Ald. Sands, (10) that the attention of the License Commissioners be called to R.S.O., Cap. 264, re fire escapes from hotels.—Carried.

MARKET TOLLS.

Moved by Ald. King, seconded by Ald. Sears, (11) that the City Clerk be authorized to advertize for tenders for the lease of the market fees and weighing charges of Markets Nos. 1 and 2, and that the Committee on City Property and Markets be given power to award the contract to the highest tenderer.—Carried.

Council adjourned at 10.35 p.m.

City Clerk.

COUNCIL CHAMBER,

KINGSTON, August 8, '1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, Knapp, Mallen, McFarlane, Mowat, Sands, Sears and Toye.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

Thomas Singleton, asking for the refund of $13.60 personal taxes for 1903 and costs, paid under protest.

J. A. Salter, asking for a refund of $15 on the price of his auctioneer's license.

BOARD OF WORKS.

R. Crawford, and H. Hitchen, objecting to the proposed asphalt walk on O'Kill Street.

Kirkpatrick, Rogers & Nickle, Solicitors for the Kirkpatrick and Hickey estates, opposing the construction of an asphalt walk on Stuart Street.

FIRE AND LIGHT.

P. S. Craven, Stratford, applying for a position in the Electric Light works.

J. S. R. McCann, asking that the Employer's Liability policy which he carried on the employees of the Kingston Light, Heat and Power Company be continued.

W. Cockade, fireman, asking for promotion.

W. Augustus, asking that the gas service be continued down Division Street.

PARKS.

Kirkpatrick, Rogers & Nickle, Solicitors for M. H. Folger and James McParland, threatening suit if their claims for damages caused by the firing of the cannon in Macdonald Park are not settled.

COURT OF REVISION.

J. J. Behan, Secretary of the Roman Catholic Separate School Board, objecting to a local improvement tax on St. Vincent Academy, and objecting to the taxation of Lot 11 on Brock Street, part of the St. Mary's School property.

H. A. Chadwick, objecting to a dog tax.

W. J. Fair, asking to be relieved of eight months' taxes on his former residence, the property of the Dominion Government, which he vacated on the 1st of May.

H. M. Ansley, objecting to a statute labor tax.

James H. Hoppes, objecting to a dog tax.

J. J. Behan, for Mary Behan, objecting to a dog tax.

FYLED.

J. Taylor, Manager of the Bank of British North America, stating that the Bank will take a lease of their present premises for five years, with an option for a further period of five years, at their present rental, if the proposed changes are carried out.

Mary Fahey, asking for remission of eight months' taxes for the year 1902 on account of poverty.

TAXES REMITTED.

Moved by Ald. Kent, seconded by Ald. Toye, (1) that Mrs. Fahey's taxes for eight months of 1902 be written off on account of poverty.—Carried.

PETITIONS.

Petitions were presented and referred as follows:

BOARD OF WORKS.

Ald. Knapp, from Robert Clugston and others, for the construction of an artificial stone sidewalk as a local improvement on the South side of Brock Street from University Avenue to Division Street.

Ald. Knapp, from George Thompson and others, for the construction of an artificial stone sidewalk as a local improvement on the North side of Brock Street from University Avenue to Division Street.

Ald. Bassam, from Joseph Roadley and others, for the construction of an artificial stone sidewalk as a local improvement on the East side of Alfred Street from Earl Street northerly 66 feet towards Johnson Street.

Ald. Bassam, from H. W. Richardson and others, for the construction of an artificial stone sidewalk as a local improvement on the South side of Stuart Street from Barrie Street to University Avenue.

Ald. Sears, from T. McK. Robertson and others, for the construction of an artificial stone sidewalk on the West side of Union Street from Wellington Street southerly to the northerly limit of the gateway between the properties of E. McManus and T. McK. Robertson.

Ald. Sears, from Smith Bros. and others, against the construction of an artificial stone sidewalk as a local improvement on the East side of Gore Street from Wellington Street to Bagot Street.

FIRE AND LIGHT.

Ald. Sears, from B. B. Smith and others, to compel factories to instal smoke consumers.

FINANCE AND ACCOUNTS.

Ald. Mallen, from Wormwith & Co., for exemption from taxation.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Kent presented Report No. 69, from the Committee on Finance and Accounts, as follows:

Mayor's Office,
Kingston, August 8th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Finance and Accounts beg to report and recommend as follows:

1. That the Tax Collector be authorized to employ a special collector to collect the Dog and Statute Labor taxes for 1904, his remuneration to be 10 per cent. of his collections;

2. That the Committee on City Property and Markets be instructed to proceed with the reconstruction of the vault for the Bank of British North America as there are sufficient funds available for that purpose owing to the favourable terms upon which the contracts for the new office for the City Treasurer were let, and that a new lease be given to the Bank for five years with an option for a further term of five years at the present rental;

3. That E. Ashley's statute labor tax for 1902 be written off;

4. That the sum of $100 appropriated in the Budget for the rendezvous regatta of the Lake Yacht Racing Association be paid to the Treasurer of the Kingston Yacht Club.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
R. H. TOYE,
R. E. KENT,
J. McDONALD MOWAT,
J. J. BEHAN,

Moved by Ald. Kent, seconded by Ald. Toye (2) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

SUSPENSION OF RULE 33.

Moved by Ald. Sands, seconded by Ald. Abbott, (3) that the 33rd rule be suspended that the report of the Fire and Light Committee may be received although not yet signed by a majority of the Committee.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 70, from the Committee on Fire and Light, as follows:

COMMITTEE ROOM,
KINGSTON, August 1st, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—Your Committee on Fire and Light beg to report as follows:

This morning, at the earliest practicable moment, your Committee attended at the office of the Kingston Light, Heat & Power Company and completed the purchase of the works by payment of the purchase money and formally assuming possession of the works on behalf of this Corporation.

Your Committee, through the City Treasurer, procured a temporary loan of $70,000 from the City's bankers upon the security of the bonds authorized to be issued under the debenture by-law sanctioned by the ratepayers in March last.

Your Committee paid the Company by cheque $63,340.64, being the purchase price fixed by the award, $170,373.00, less the following deductions:

Amount of outstanding bonds		$ 99,975 00
6 months' interest due 1 May and unpaid on above amount		2,451 00
3 months' interest at 5 p.c. on above overdue interest, 1 May to 1 August		30 63
Accruing interest on bonds, 3 months, 1 May to 1 August, 1904	$1,225 50	
Less 3 months' interest on same, 1 August to 1 November, 1904	15 31	
		$ 1,210 19
Outstanding coupons due and not yet presented for payment		22 70
7 months' taxes to 1 August, (total tax for year, $3,406)		1,986 83
Costs of suits and appeals		1,356 01
		$107,032 36
Cash to balance		63,340 64
		$170,373 00

Your Committee submit herewith a copy of a summary of the valuation made by Mr. John M. Campbell and the City Engineer, of the tools, stock on hand and additions and extensions made to the Company's plant since 1st August, 1901, pursuant to the terms of the agreement between the City and Company, dated the 28th June, 1904; such summary shows that the said tools, stock on hand and additions and extensions were valued at $9,821.73, and the said amount your Committee paid the Company on taking possession as above. The representatives of the vendor Company have delivered to the City Solicitor a suitable deed of conveyance of the works pursuant to the contract of sale, and have also assigned to the City the Company's franchise as provided by the contract of sale.

Your Committee also procured to be assigned to this Corporation current fire insurance policies upon the works in the following companies and for the following amounts:

Company.	Am't of Ins.	Annual Prem.	Rebate.
Royal	$ 3,000 00	$ 72 65	$ 12 53
Guardian	3,000 00	72 65	12 53
North British	4,000 00	96 87	16 72
Western	3,000 00	72 65	13 13
Alliance	2,000 00	48 44	13 66
Phenix	575 00	5 75	3 94
	$15,575 00	$369 01	$ 72 51
Less transfer fees			3 00
			$ 69 51

and your Committee have paid the Company the sum of $69.51, being the unearned premiums on the above policies.

Your Committee submit herewith the reports, two in number, made by Mr. John M. Campbell upon the two Street Railway Company's generators pursuant to his appointment under the agreement between the City and Company of 28th June, 1904.

Your Committee recommend that Mr. John M. Campbell be engaged at a salary of $2,000 to furnish the necessary plans and specifications for the required extensions of the electrical and gas plants, to supervise the installation of all new apparatus and the re-arranging of the present machinery and distributing systems, and to act in an advisory capacity for a period of one year;

That the Chairman and City Engineer be authorized to purchase the necessary fire brick and meters, and to award the contract for oil to the lowest competent tenderer.

Respectfully submitted.

(Signed) R. H. TOYE, *Chairman.*

W. W. SANDS,

R. H. ABBOTT,

J. McD. MOWAT.

VALUATION OF ADDITIONS TO THE PLANT.

KINGSTON, ONT., July 30th, 1904.

To the Corporation of the City of Kingston, and R. T. Walkem and W. F. Nickle, Trustees for The Kingston Light, Heat and Power Company:

DEAR SIRS:—

We herewith hand you detailed valuation of all the property of the Kingston Light, Heat & Power Company not included in the Arbitration award, and all extensions to the plant which have been made since that time.

We have placed the value of the plant, appliances and supplies according to details herewith submitted:—at nine thousand, eight hundred and twenty-one dollars and seventy-three cents, ($9,821.73) made up as follows:—

Material in connection with Gas Works	$3,998 82
Material in connection with Electrical Works	5,772 91
Anthracite coal on hand in Gas Works, not included in the above valuation	50 00
Total	$9,821 73

Yours truly,

(Signed) J. M. CAMPBELL,
ALEX. K. KIRKPATRICK,

MR. CAMPBELL'S REPORTS. (1)

KINGSTON, ONT., July 30th, 1904.

D. M. McIntyre, Esq., City Solicitor, City:

DEAR SIR,—As requested in your letter of the 18th inst., I have made an examination of the Street Railway generators, and the appliances in connection therewith in the power house of the Kingston Light, Heat and Power Company, and beg to report as follows in regard to the condition of these machines:—

(1)—100 Kilo-Watt generator. The armature of this generator has been recently removed and it has been fitted with a new commutator. The fields appear to be in good condition, and mechanically, it is also in good working order. I consider that this machine is in an excellent state of repair.

(2)—200 Kilo-Watt generator. This machine has been in operation since the spring of 1895, and is still operating with the original commutator, and the armature has not been rewound. The diameter of the commutator, when new, was sixteen inches, the diameter at the present time is fourteen and seven-eighth inches, showing a wear of one and one-eighth inches. The manufacturers state that the armature can be worn down to fourteen and one-half inches, so that the commutator can be worn down three-eighths of an inch without danger, provided the machine is not overloaded. The machine has never been very heavily loaded and the armature winding should be good for some years yet. The fields appear to be in good condition and, mechanically, the generator is in good working order. Providing the machine is not overloaded, I consider that it should operate for some time without giving any trouble.

(3)—Cables. The cables connecting the generators and switch boards are properly insulated and in good condition.

(4)—Switch boards. The generator panels are fitted with the necessary instruments required for the proper operation of the generators. These instruments are all in good condition, with the exception of the circuit breakers. These are in bad condition and are liable to stick, causing damage to themselves or to the generators. I would recommend that the present circuit breakers be replaced by new ones.

When these changes have been made I consider that the generators and apparatus connected therewith will be in a good state of repair and in good working order.

Yours truly,

(Signed) J. M. CAMPBELL.

REPORT NO. 2.

KINGSTON, ONT., August 1st, 1904.

D. M. McIntyre, Esq., City Solicitor, City:

DEAR SIR,—Referring to my report of July 30th, in regard to the Railway generators in the power house of the Kingston Light, Heat and Power Company. In case of damage to either of these machines, I think provision should be made as to how the cost of repairs should be distributed. For instance, the commutator on the large generator, while worn down very much, has still sufficient copper on it to run for some little time, but if it should happen to give out, either through accident or otherwise, during the six months that the City is operating it, it would then be necessary to put on a new commutator. The life of this commutator will run from ten to twelve years, and it would hardly be fair if the city were obliged to put in this commutator and then turn it over to the Railway Company at the end of six months, practically new.

I would recommend that an understanding should be arrived at with the Street Railway Company, that in case the City find it necessary to make any permanent repairs to any of their apparatus during the period that the City are operating it, that the Company should bear their proportion of all cost of these repairs based on the life of the repairs.

I would be obliged if you would attach this letter to my report of July 30th and make it part of the same.

Yours truly,

(Signed) J. M. CAMPBELL.

Moved by Ald. Toye, seconded by Ald. Sands, (4) that the report of the Fire and Light Committee be received and adopted. —Carried.

MOTIONS.

TO SELL A HORSE.

Moved by Ald. Carson, seconded by Ald. Sands, (5) that the Fire and Light Committee be authorized to sell the condemned horse at No. 1 Fire Station.—Carried.

TENDERS FOR COAL.

Moved by Ald. Abbott, seconded by Ald. Sears, (6) that the Committee on Fire and Light and City Engineer be empowered to open tenders and award the contract for the necessary supply of coal for the use of the electric light and gas plant.—Carried.

TO RECONSIDER.

Moved by Ald. Mowat, seconded by Ald. Carson, (7) that such part of clause 1 of the report of the Fire and Light Commitee, adopted by Council on March 16th, 1903, as refers to the appointment of Henry Stratford to be guardian of No. 2 Fire Station, be reconsidered.—Carried.

Council adjourned at 10.15 p.m.

City Clerk,

COUNCIL CHAMBER.

KINGSTON, September 12th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Angrove, Bassam, Couper, Hoag, Kent, Knapp, McFarlane, Meek, Sands, Sears, Strainge and Toye.

COMMUNICATIONS.

Communications as summarized by the Clerk were read and referred as follows:

FINANCE AND ACCOUNTS.

Rev. C. J. Mea, asking for remission of taxes for 1903 and 1904 on the property adjoining the Hotel Dieu, which is used as a street.

J. T. White, asking for remission of $8 income tax for 1902.

Smythe, King & Smythe, applying for remission of taxes for 1902, 1903 and 1904, for Catherine Morris on the ground of poverty.

Sisters of Charity, House of Providence, claiming exemption from taxation for 1904 on property owned by them and occupied by tenants.

L. C. Lockett, applying for a refund of $17.63, taxes for the year 1901, paid in error.

William Fairbairn, Sr., asking that the taxes for 1903, on Lot No. 59, Frontenac Ward, paid by him, be applied to the taxes on Lot No. 21, which he intended to pay, as he is not the owner of Lot No. 59.

Gertine Wells, asking that the income tax of the late Neil McLeod, wrongly charged to her, be written off.

Thomas Mills, asking that the Council take some extra steps to have the thieves apprehended who burglarized his store on August 29th.

A. F. Bond, asking for a share of the City's fire insurance.

Gildersleeve & Kirkpatrick, agents of the North British and Mercantile Fire Insurance Company, quoting the same rates as the Union for the City's fire insurance.

W. H. Godwin, agent of the British America Assurance Company, tendering for two-ninths of the schedule of city risks at the same rate as offered by the Union.

James Swift, offering to place the City's fire insurance in the North British and Mercantile Fire Insurance Company at as low rates as would be accepted by any first-class company.

BOARD OF WORKS.

A. K. Kirkpatrick, City Engineer, tendering his resignation.

A. D. McRae, B.A., B.Sc., John Sears, Hugo B. R. Craig, Edward H. Blockley, C.E., Hamilton; John H. Shortt, New York, applying for the position of City Engineer.

Francis King, drawing attention to the flooding of boardwalks and houses on Beverley Street.

BOARD OF WORKS AND WATER WORKS.

E. Dini, complaining of defective drainage and of street scrapings being thrown against his fence.

CITY PROPERTY.

A. Davis & Son, asking that Peter Moore, one of their employees, be appointed caretaker of the Smelter Site.

The Committee was given power to act on this communication.

FIRE AND LIGHT.

C. L. M. Peterson, Barbados, applying for the position of Manager of the Gas Works.

COURT OF REVISION.

Elizabeth B. Boak, objecting to a dog tax.

S. R. Bailey, objecting to a dog tax.

Dr. J. W. Campbell, objecting to a dog tax.

George A. Hoag, applying for a rebate of taxes on account of vacancy.

FYLED.

W. S. Ellis, on behalf of the members of the Summer class, returning thanks for a complimentary trip on the river.

John Macdonald, Secretary of the Board of Education, asking for a reduction in the water rate for the schools.

Union of Canadian Municipalities, announcing the annual meeting of the Association in the City of London on September 20, 21 and 22.

PETITIONS.

Petitions as follows were read and referred to the Board of Works:—

Ald. Bassam, from Henry W. Richardson and others for the construction of an artificial stone walk as a local improvement on the East side of University Avenue, 340 feet south of Stuart Street.

Ald. Bassam, from John E. Davy and others, for the construction of an artificial stone walk as a local improvement on the North side of King Street, from George Street to O'Kill Street.

Ald. Strainge, from W. Strainge and others, for the construction of an artificial stone walk as a local improvement on the East side of Montreal Street, from North Street to Bay Street, thence Easterly 270 feet on Bay Street.

Ald. Knapp, from William McCammon and others, for the construction of an artificial stone walk as a local improvement on the North side of Queen Street, from Chapman Street to Division Street.

Ald. Toye, from M. H. Hitchen and others, for the construction of an artificial stone walk as a local improvement on the East side of Wellington Street, from Gore Street to Union Street.

Ald. Toye, from R. H. Toye and others, for the construction of an artificial stone walk as a local improvement on the South side of Gore Street, from King Street to Wellington Street.

Ald. Toye, from James Hanley and others, for the construction of an artificial stone walk as a local improvement on the North side of Gore Street, from King Street to Wellington Street.

Ald. Kent, from Mary Anglin and others, for the construction of an artificial stone walk as a local improvement on the West side of Wellington Street, from Clarence Street to Johnson Street.

REPORTS.

WATER WORKS.

Ald. Meek presented Report No. 71, from the Committee on Water Works, as follows:—

Committee Room,

Kingston, September 7th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:

1. A deputation from the Hotel Keepers' Association was heard by your committe on August 30th with respect to the cost of water by meter registration. The matter is still under consideration.

2. The proprietors of the Imperial Laundry asked for a lower rating than that given in the schedule for the water used by them, on the ground that they had to compete for work on the steamboats with firms in Toronto and Charlotte. This matter is also under advisement.

3. Mrs. Swan and others on Ellis Street petitioned for the water service, and they represented an assessment and rating which enabled the committee to grant their request at once.

4. In regard to the rates charged to the Public and Separate schools for the water supply through meters, the committee recommend the application of the manufacturer's discount.

5. The engine and pump station should be painted, and the coal shed lettered. The committee recommend that tenders be invited for this work.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
R. H. TOYE,
W. W. SANDS,
H. ANGROVE,
R. N. F. McFARLANE.

Moved by Ald. Meek, seconded by Ald. Kent, (1) that the report of the Water Works Committee be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 72, from the Committee on Fire and Light, as follows:—

Committee Room,

Kingston, August 23rd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. On the communication of W. F. Nickle asking for a rate to be paid by the Kingston, Portsmouth and Cataraqui Electric Railway Company for power for their motor cars, that during the term of the existing argeement between the City and the Company, they be charged $1.00 per loaded car for haulage to or from the Penitentiary and 25 cents per loaded car for haulage to or from the Frontenac Cereal Works, empty cars to be returned free, the times at which cars are to be hauled to be subject to the approval of the Chairman and City Engineer.

2. Your Committee recommend that the employees of the Kingston Light, Heat and Power Company taken over by the city be paid the same salaries as they received from the Company during the three months for which they have been engaged.

3. Your Committee recommend that they be empowered to purchase two lots on Barrack Street adjoining the Gas and Electric Works for $3,192, for the purpose of carrying out the proposed extensions to the Light Works and that, if necessary, a temporary loan be procured from the bank for that purpose.

4. Your Committee submit herewith Mr. J. M. Campbell's estimate of the cost of putting in an engine and dynamo for temporary use, and of the extensions necessary to put the works in good working order, and recommend that temporary loan be procured from the bank pending final arrangements for providing for this expenditure.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
R. H. ABBOTT,
W. W. SANDS,
J. CARSON.

MR. CAMPBELL'S ESTIMATE.

Summary.

Material already ordered	$1,626.60	
Extending Electric Plant	3,953.00	
Extending Gas Plant	800.00	
New Engine Dynamo	1,391.60	
		$7,771.20
Less material to sell when temporary plant is closed down		400.00
Balance		$7,371.20

Distribution.

Charged to Operating—		
Carbons	$145.00	
Lamp parts	135.00	
Supplies and Sundries	300.00	
Filling Carburetter	250.00	
Net cost of installing temporary Engine and Dynamo	991.60	
		$1,821.60

Charge to Extension of Plant—		
Electric and Gas Meters already ordered	$1,046.60	
Poles, Wire and material specified	3,953.00	
Gas Main	560.00	
		$5,549.60
Total	$7,371.20	$7,371.20

Funds Required.

Material Already Ordered—	
Carbons, to run until Dec. 1st	$145.00
Lamp Parts	135.00
Electric Meters for 25 flat rate customers and 25 new customers	826.60
Gas Meters, 24 for present customers and changes	220.00
Supplies and Sundries	300.00
	$1,626.60

Extensions, Electric.

Poles—	
65 poles at $10	$650.00
Copper—	
New Main on Princess St. from King to Clergy 2200 feet 0000 W. P. 3 wires 4,500 lbs	720.00
Feeder—	
New feeder from station to corner Bagot and Princess Sts., 1,600 feet, 2-0000 and 1-00--3100 lbs	558.00
Service Wires—	
1000 lbs. copper	200.00
Cross arms, insulators, pins, etc	500.00
Meters and Transformers—	
25 additional meters	500.00
Transformers	125.00
Labor—	
Labor erecting wire	$ 500.00
Testing Instruments	200.00
	$3,953.00

Extensions, Gas.

New Mains—

Extend Gas Main from King to Ontario on Gore 350 feet 6-inch pipe at $1 per foot	$550.00
Labor—	
Relining furnace and filling carburetter and superheater and general clean up	250.00
	$800.00

Estimated Cost of Erecting Engine and Dynamo.

Engine—		
12 x 12 McEwan Engine	$500.00	
Freight to Kingston	25.00	
Unloading and carting	10.00	
		$535.00
Dynamo—		
Rent of 75 K. W. Dynamo	200.00	
Freight and cartage	25.00	
		225.00
Building—		
Wooden addition for engine and dynamo 15 x 35 x 15.		$200.00
Foundations—		
Engine 6 x 6 x 12, 16 yds	80.00	
Dynamo, wood	10.00	
		90.00
Pipeing—		
50 feet 4 inches steam pipe 38	$ 19.00	
40 " 6 " exhaust pipe 65	26.00	
1-4 inches steam valve	8.00	
2-6 inches exhaust valves	25.60	
Fittings	25.00	
		103.60
Belting—		
48 feet, 18 inches double belt at $2.25		108.00
Wires—		
Cables from dynamos to board 100 feet, 400 M. C. M. W. P., 150 lbs		30.00

Labor—		
Erecting engine and dnyamo	$50.00	
Erecting pipeing	25.00	
Erecting wiring	25.00	
		100.00
		$1,391.60
Less material to sell when plant is closed down		400.00
Net cost to plant		$991.60

Increased Cost of Operating with New Engine Running.

Operating Expenses—	
Net cost of steam plant	$1,000.00
Fuel, 400 hrs., 120 tons, at 3	360.00
Oil and waste	25.00
	$1,385.00
Additional Revenue—	
35 new customers at $1.50 per month for 6 months	$315.00
Present gross income for 6 months—$11,000.00—Say 10 per cent increase in this amount	1,100.00
	$1,415.00

In addition a fairly satisfactory service can be given and the liability to break down owing to overload will be greatly decreased.

Moved by Ald. Toye, seconded by Ald. Sands, (2) that the report of the Fire and Light Committee be received and adopted.—Carried.

MOTIONS.

THE CITY'S INSURANCE.

Moved by Ald. Meek, seconded by Ald. Toye, (3)

In February last this Council adopted the recommendation of the Finance Committee that the City Buildings be protected by an efficient water supply through stand pipes and hose in the interior, that the insurance on the buildings be then reduced to $20,000, that the insurance on the fire stations be cut off, that the insurance on the fair grounds and pump house be reduced, that the insurance on the House of Industry be added to that of the city and the whole readjutsed so that no company would have risks aggregating more than $5,000.

The water service at the city buildings having been completed, the Finance committee has for some time been endeavoring to arrange the insurance so that the above recommendations could be carried out. The insurance on the lighting property was added to the city's other insurance and the whole property classified as annual or triennial risks. A schedule of the annual risks was prepared on which the committee proposed to place $45,000 insurance distributed as follows:

On the city buildings	$15,000	
On the furniture and supplies	1,500	
On the clock in the dome	1,000	
On the portraits of the ex-mayors	4,000	
On the portrait of Sir John Macdonald	500	
On the portrait of Chief Justice Hagerman	500	
		$22,500
On the exhibition buildings		4,900
On the weigh house and scales		600
On the water works coal shed		1,500
On the lighting plant and buildings		15,500
Total		$45,000

This insurance the committee proposed to divide among nine agents who now have the city's insurance, giving each $5,000 insurance, the policies to be uniform in wording and each company liable for one-ninth of any loss. In order to facilitate the business and get a uniform rating, the schedule was submitted to the Secretary of the Canadian Fire Underwriters Association, to which all of the companies chosen belonged, with the request that he fix the premium to be paid for each $5,000 of insurance. He returned the schedule with each item rated, and your committee found that the rate on the gas plant and buildings had been increased 80 cents, and on the other properties 15 cents per $100 of insurance, aggregating an increase in the annual premiums of $155.67.

The committee did not feel justified in recommending this additional expenditure and submitted the schedule to the non-tariff and mutual companies. Two of these declined to quote a rate, three offered to take $5,000 or $10,000 at 10 per cent. less than full tariff rates, three gave detailed ratings much lower than the tariff rates, and the others have not yet replied.

In the meantime the committee received an offer from the Union Assurance Society of London, England, through Mr. Clark W. Wright, one of its agents, to take the whole $45,000 insurance at the old tariff rates.

The triennial risks are distributed as follows:

Court House	$15,000
House of Industry	7,000
Caretaker's dwelling, fair grounds	500
Water works pump house	1,000
" " boiler house	500
" " supplies	500
Total	$24,500

Resolved: that the offer of the Union Assurance Society for the annual risks be accepted, and that the Finance committee be empowered to place the insurance on the triennial risks.—Carried.

THE POSITION OF CITY ENGINEER.

Moved by Ald. Meek, seconded by Ald. Knapp, (4) that applications for the office of City Engineer be advertised for, and that they be referred to the Board of Works direct so that they may be acted upon with the applications already in hand.—Carried.

Council adjourned at 9.30 p.m.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, September 21st, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Bassam, Couper, Hoag, Meek, Mowat, Sands, Sears, Strainge and Toye.

The meeting adjourned for want of a quorum.

City Clerk.

COUNCIL CHAMBER.

Kingston, October 10th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Ald. Couper, Knapp, Meek, Sands, Sears, Strainge and Toye.

The meeting adjourned for want of a quorum.

City Clerk.

COUNCIL CHAMBER,

Kingston, October 17th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Carson, Couper, Hoag, King, Knapp, Mallen, McFarlane, Meek, Rigney, Sands, Sears, Strainge and Toye.

COMMUNICATIONS.

Communications as summarized by the Clerk were read and referred as follows:

FINANCE AND ACCOUNTS.

Selby & Youlden, asking for an extension of their partial exemption from taxation to the end of 1904.

Mary Eward, asking for remission of taxes for 1903 and 1904 on the ground of poverty.

Frank Jones, asking for the refund of $2.00 paid for dog taxes.

Charles R. Webster, Solicitor for T. C. Wilson, asking for the return of taxes paid by him under pressure for which he holds a prior receipt.

Kirkpatrick, Rogers & Nickle, refusing to pay taxes for 1895 assessed to W. G. Ashley, Princess Street.

J. P. Cartwright, Secretary of the Young Women's Christian Association, asking for remissian of taxes for 1904.

O. V. Bartels, Tax Collector, enclosing a list of persons exempt from statute labor on account of military service and asking that they be struck off the Collector's Roll.

F. C. Ireland, City Treasurer, reporting that arrears of taxes amounting to $23,470.88, exclusive of interest, have been collected.

Macdonnell & Farrell, asking for remission of taxes for 1903 on the Y. M. C. A. building.

D. M. McIntyre, City Solicitor, reporting on the bonds of the Tax Collectors and advocating the bonding of all city officials who receive money for the city.

William Dunlop, asding to be relieved of seven months' taxes for 1904 on the stock of the Grand Union Clothing Company.

Simon Oberndorffer, asking for remission of taxes for 1904 on that part of the Wilkinson block used as Jewish Synagogue.

Mary McDonald, asking for remission of taxes for 1904 on account of poverty.

Kirkpatrick, Rogers & Nickle, asking for the refund $15.60 overpaid to the late Tax Collector.

BOARD OF WORKS.

Robert Nesbitt, asking permission to built a cellar area on Johnson Street.

Sarah E. Allen, asking for remission of part of a charge for snow shovelling.

FIRE AND LIGHT.

S. Roughton, asking for the insurance of the employees of the light department against accidents.

F. Vanorder, asking that poles be erected to connect his house with the electric light system.

H. L. Barnes, asking to be appointed chimney sweep without salary.

Robert Nesbitt, asking that the electric light pole at the corner of Johnson Street and University Avenue be moved outside of the sidewalk.

G. Y. Chown, asking for a conference between the Fire and Light committee and the Board of Govenors of the School of Mines in reference to the supply of power.

CITY PROPERTY.

Jeremy Taylor, Manager of the Bank of British North America, asking for a metal ceiling for the bank premises for which the bank is willing to pay additional rent.

S. Conley, asking that his house at the Fair grounds be shingled.

PARKS.

Col. Buchan, asking for the use of the Cricket field for exhibition matches of the game of polo.

COURT OF REVISION.

Mary Ann Carter, and Charles Lyons, asking for remission of taxes on account of vacancy.

James F. Allen, and W. G. Strainge, objecting to dog taxes.

Macdonnell & Farrell, asking that the income tax of the late J. B. McIver be remitted.

FYLED.

D. M. McIntyre, City Solicitor, calling attention to matters connected with the title to Lot 3, contracted to be puchased by the City.

R. Meek, stating that the cost of a drain has been deducted from the amount of interest due by the City to the House of Industry, and asking that the interest be paid in full.

PETITIONS.

Petitions were presented and referred as follows :

FIRE AND LIGHT.

Ald. Couper from Joseph Gates and others, asking for an electric light on the corner of Princess and Albert Streets.

Ald. King, from J. M. Philips and others, asking for an electric light on King Street between George and O'Kill Streets.

Ald. McFarlane, from James McCulla and others, asking for an electric light on the corner of Bay and Sydenham Streets.

BOARD OF WORKS.

Ald. Knapp, from Louise LeHeup and others, for the construction of a tile sewer as a local improvement on Lower University Avenue.

Ald McFarlane, from Isaac Zacks and others, for a new crossing on Princess Street between Sydenham and Clergy Streets.

Ald. Knapp from E. J. B. Pense and others, for the construction of an artificial stone walk as a local improvement on the South side of Princess Street between Division Street and University Avenue.

Ald. Knapp, from John Jenkins and others, for the construction of an artificial stone walk as a local improvement on the West side of Division Street between Princess and Brock Streets.

Ald. Bassam, from John Whitebread and others, for the construction of an artificial stone walk as a local improvement on the South Side of Union Street from Alfred Street west to City limits.

Ald. Mallen, from Susan Anis and others, for the construction of an artificial stone walk as a local improvement on the East side of Bagot Street between Ordnance and Bay Streets.

Ald. Sears, from Charles A. Smith and others, for the construction of an artificial stone walk as a local improvement on the East side of Bagot Street from the North side of Gore Street 77 feet northerly on Bagot Street.

Ald. McFarlane, from William Morrison and other carters objecting to the manner in which crossings over artificial stone walks at entrances to gateways are being built.

WATER WORKS.

Ald. Meek, from John B. O'Driscoll for waterworks extension on Victoria Street.

Moved by Ald. McFarlane, seconded by Ald. Couper, (1) that the petition of Isaac Zacks and others be referred to the Board of Words with power to act.—Carried.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 73, from the Committee on Finance and Accounts, as follows:—

Committee Room,
Kingston, September 19th, 1904.

To the Mayor and the Council of the City of Kingston:

Gentlemen,—The Committee on Finance and Accounts beg leave to report and recommend as follows:

1. That the necessary apparatus for heating the offices in the south-west wing of the City buildings with hot water be installed, the cost being estimated at $775.

2. On the communication of Alexander O'Brien, asking to be relieved of personal taxes for 1902, no action.

3. On the communication of Gertine Wells, that the income tax of the late Neil McLeod for 1903, wrongly assessed to her, be written off.

4. On the communication of Smythe, King & Smythe, that the taxes for 1902, 1903 and 1904 against Mrs. Catherine Morris be struck off on the ground of poverty.

5. On the claim of the Sisters of Charity of the House of Providence for exemption from taxation on the property owned by them and occupied by tenants, that the taxes on these properties, being Nos. 1157, 1158, 1159, 1160, 1161 and 1162 on the roll for Frontenac Ward for 1904, be written off.

6. On the communication of J. A. Salter, asking for a reduction of his auctioneer's license fee from $40 to $25 on the ground that Messrs. Allen and Murray had received two licenses for $50, no action, Messrs. Allen and Murray being in the opinion of the City Solicitor liable to prosecution if they are not partners or if they are carrying on business in two separate places under improper licenses.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman.
R. H. TOYE,
J. J. BEHAN,
R. MEEK,
J. McDONALD MOWAT.

Moved by Ald. Meek, seconded by Ald. Toye, (2) that the report of the Finance Committee be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented Report No. 74, from the Board of Works, as follows :—

COMMITTEE ROOM,
KINGSTON, Sept. 29th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows :—

1. That petitions certified by the City Assessor as sufficiently signed having been presented to Council against the construction of asphalt and artificial stone walks on the following streets, the prayers of said petitions be granted.

(a) On the east side of University Avenue between Brock Street and Princess Street.

(b) On the west side of Division Street between Brock Street and Princess Street.

(c) On the south side of Clergy Street West between Barrie Street and Division Street.

(d) On the north side of Mack Street between Alfred Street and Albert Street.

(e) On the south side of Gore Street between King Street and Wellington Street.

(f) On the south side of Stuart Street between Barrie Street and University Avenue.

(g) On the south side of Brock Street between University Avenue and Alfred Street.

(h) On the north side of Gore Street between Wellington Street and Bagot Street.

(i) On the south side of Union Street between King Street and Wellington Street.

(j) On the north side of Princess Street between Alfred Street and Concession Road.

(k) On the south side of Princess Street between Alfred Street and the Bath Road.

(l) On the north side of Brock Street between University Avenue and Alfred Street.

(m) On the south side of O'Kill Street between Barrie Street and George Street.

2. That petitions certified by the Assessor as sufficiently signed having been presented to Council for the construction of artificial stone walks, on the following streets, the prayers of said petitions be granted.

(a) On the south side of Union Street between Wellington Street and the west limit of the gateway between the properties of Messrs. McManus and Robertson.

(b) On the south side of Union Street between Alfred Street and the westerly City limits.

(c) On the south side of Gore Street between King Street and Wellington Street.

(d) On the east side of Wellington Street between Gore Street and Union Street.

(e) On the north side of Queen Street between Chapman Street and Division Street.

(f) On the north side of King Street between George Street and O'Kill Street.

(g) On the east side of Montreal Street from North Street to Bay Street, thence easterly 270 feet on Bay Street.

(h) On the south side of Brock Street between University Avenue and Division Street.

(i) On the north side of Brock Street between Division Street and University Avenue.

(j) On the east side of (lower) University Avenue from Stuart Street southerly 340 feet.

3. That petitions having been presented to Council for the construction of artificial stone walks, on the following streets, the prayers of said petitions be granted, provided they are certified by the assessor as sufficiently signed.

(a) On the west side of Wellington Street between Clarence Street and Johnson Street.

(b) On the south side of Gore Street between King and Wellington Streets.

(c) On the west side of Division Street between Princess Street and Brock Street.

(d) On the south side of Princess Street from Division Street to University Avenue.

(e) On the east side of Bagot Street from the north side of Gore Street northerly 77 feet.

(f) On the east side of Bagot Street between Ordnance Street and Bay Street.

4. On the communication of H. C. Nickle, Superintendent of Kingston, Portsmouth and Cataraqui Electric Railway Company, notifying Council that he had taken off one car and given a slower service on account of having to send part of their machinery for repairs, pursuant to the terms of their agreement of June 29th, 1904, that they be asked why the Williamsville car was discontinued and two extra cars run to the Park in the afternoon.

5. That the Kingston, Portsmouth & Cataraqui Electric Railway Company be instructed to straighten the track on Princess Street opposite the Opera House.

6. That the communication of W. D. Carmichael in favor of an artificial stone walk being constructed on the west side of Mack Street between Alfred and Albert Streets, be filed, as the walk will be built.

7. That tenders be asked for for two single watering carts and sprinkling attachment for one of the old carts, and that the tenderer state what he will allow for the old carts.

8. That the resignation of Alexander K. Kirkpatrick, City Engineer, be accepted.

Respectfully submitted.

(Signnd) JAMES F. KNAPP, Chairman;
W. E. BASSAM,
D. COUPER,
J. CARSON,
GEO. SEARS,
W. G. STRAINGE.

Moved by Ald. Knapp, seconded by Ald. Sears, (3) that the report of the Board of Works be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented Report No. 75, from the Committee on Water Works, as follows:—

COMMITTEE ROOM,
KINGSTON, October 3rd, 1904.

The Committee on Water Works beg leave to report and recommend as follows:—

1. The Pump House requires painting, inside and out, and tenders were invited for the work. The lowest, that of John Laird, $60, was accepted, the service to be according to specifications and to the satisfaction of Superintendent Hewitt.

2. The complaint of E. Deni, Barrie Street, that his premises have been damaged by water, was duly considered. The Committee recommend no action, having been advised that it is in no way responsible for the flooding referred to.

3. The communication from certain hotel keepers was again considered. It appears from a late reading of the meters that there has been a great saving in the consumption of water by some of the consumers, and that their rates are now quite reasonable. Believing that similar results can be reached by all consumers, by care and economy, the committee cannot recommend any change in the rules or rates of the department.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
H. ANGROVE,
R. N. F. McFARLANE.
R. H. TOYE,

Moved by Ald. Meek, seconded by Ald. Angrove, (4) that the report of the water committee be adopted.

Moved, in amendment, by Ald. King, seconded by Ald. Sands, that clause 3 of the report of the Waterworks committee refusing action upon the petition of certain hotel keepers, be referred back for further consideration.

The amendment was lost and the report adopted.

FIRE AND LIGHT.

Moved by Ald. Sands, seconded by Ald. Carson, (5) that the 33rd rule be suspended that the report of the Fire and Light Committee may be received although not yet signed by a majority of the committee.—Carried.

Ald. Toye presented Report No. 76, from the Committee on Fire and Light as follows:—

COMMITTEE ROOM,
KINGSTON, Oct. 3rd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:—

1. That your Committee be authorized to sell the horse "Ben" at No. 2 Fire Station for $375.00.

2. That Ald. Carson and Abbott be authorized to purchase a new horse and that the Finance Committee provide the funds.

3. That S. Grimshaw be awarded the contract for three double doors for No. 2 Fire Station for the sum of $109.00, his being the lowest tender.

4. That the Canadian Oil Company, Limited, Toronto, Ont., has been awarded the contract for the supply of gas oil at 5 24-100 cents per Imperial gallon, theirs being the lowest tender.

That R. Crawford has been awarded the contract for the supply of 2,319 tons of Reynoldsville slack and 560 tons of Buck Mountain coal for the sum of $9,641.51, his being the lowest tender.

6. Your Committee submit herewith the report of Mr. J. M. Campbell of September 30th, showing the output of power station, the amount of power used by the street railway company, the power house operating expenses and a suggested arrangement with the street railway company, and recommend that the Kingston, Portsmouth & Cataraqui Electric Railway Company be offered power for its cars at 2 cents per K. W. hour, this offer to remain open for one week from its adoption by Council.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. CARSON,
W. W. SANDS.

MR. CAMPBELL'S REPORT.

KINGSTON, ONT., Sept. 28th, 1904.

Mr. R. H. Toye, Esq., Chairman Fire and Light Committee:

Dear Sir:—

Enclosed pleease find statements in reference to cost of current supplied to Street Railway Co.

Owing to the comparatively short period over which the output of the station has been calculated the results at the end of the year will vary to a certain extent.

For instance the proportion of current used by the Railway Co. is shown as being 56 per cent. As the lighting load increases this will decrease so that the proportion for the whole year should not be more than 40 to 45 per cent.

As the output ofthe station increases the cost per kilo-watt hour will decrease, as the operating expenses as far as the wages are concerned remain fixed.

The report shows the cost of current for labor and material only, to be 1.7 cents per kilo-watt hour. The price paid by the Railway Co. amounts to 1.32 cents, or an apparent loss of .38 cents per kilo-watt hour.

As a matter of fact until arrangements are made for installing a small engine for carrying the day load, and as long as it is necessary to operate one of the large engines for carrying this load, the city is much better off financially in operating the street cars. During the period when the street cars were shut down last winter the only saving made in operating expenses was about two tons of coal, which at three dollars ($3.00) per ton would amount to six dollars ($6.00) per day. The income received from the Street Railway Co. at the present time amounts to about seventeen dollars ($17.00) per day, so that the city is actually eleven dollars ($11.00) per day ahead, on account of operating the cars. When a small engine is installed for carrying the day load a considerable saving in fuel can be made.

I herewith submit a report based on a charge of two cents per kilo-watt hour for your consideration.

Yours truly,
J. M. CAMPBELL.

OUT PUT OF POWER STATION.

FROM—7 a.m., August 29th, 1904.
TO—7 a.m., September 5th, 1904.

RAILWAY—			
Aug. 29	Watt Hours	1274400	
30	" "	1432800	
31	" "	1260000	
Sept. 1	" "	1303200	
2	" "	1454400	
3	" "	1375200	
4	" "	1094400	9194400
ALTERNATING CURRENT—			
Aug. 29	Watt Hours	142370	
30	" "	156992	
31	" "	161000	
Sept. 1	" "	174394	
2	" "	171390	
3	" "	162624	
4	" "	155232	1124002
CONTINUOUS CURRENT—			
Aug. 29	Watt Hours	388278	
30	" "	419888	
31	" "	410256	

Sept. 1—	"	"	568224		
2—	"	"	532800		
3—	"	"	665267		
4—	"	"	237328	3222041	
ARC LIGHTING—					
Aug. 29—	Watt	Hours	158125		
30—	"	"	186875		
31—	"	"	249166		
Sept. 1—	"	"	555833		
2—	"	"	498333		
3—	"	"	569250		
4—	"	"	575000	2792582	16333025

PERCENTAGE OF CURRENT USED BY EACH DEPARTMENT—

Railway		56%
Alternating Current	7%	
Continuous Current	20%	
Arc Lighting	17%	44%
		100%

STREET RAILWAY.

AMOUNT OF CURRENT USED DAILY—

Aug. 17—	Watt	Hours	1188000
18—	"	"	1116000
19—	"	"	1389600
20—	"	"	1548000
21—	"	"	928800
22—	"	"	1389600
23—	"	"	1363600
24—	"	"	1468800
25—	"	"	1274400
26—	"	"	1389600
27—	"	"	1375200
28—	"	"	1080000
29—	"	"	1274400
30—	"	"	1432800
31—	"	"	1260000
Sept. 1—	"	"	1303200
2—	"	"	1454400
3—	"	"	1375200
4—	"	"	1094400
5—	"	"	1281600
6—	"	"	1425600
7—	"	"	1339200
8—	"	"	1324800
9—	"	"	1382400

10—	"	"	1339200
11—	"	"	
12—	"	"	1123200
13—	"	"	1353600
14—	"	"	1167400
15—	"	"	1231200
16—	"	"	1353600
17—	"	"	1245600
18—	"	"	
19—	"	"	1310400
20—	"	"	1368000
21—	"	"	1468800
22—	"	"	1274400
23—	"	"	1368000
24—	"	"	1267200
25—	"	"	
26—	"	"	1080400

Number of days cars ran, 38.

Total Watt hours used, 49,449,600.

Amount received from Street Railway Co., $653.00.

Amount received per 1,000 watt hours. 1.32 cents.

Total number of car days run, 326½.

Watts per car per day, 151,454.

POWER HOUSE OPERATING EXPENSES.

Labor and material only for 61 days, Aug. 1st to Sept. 30th, 1904.

Coal, 502 tons	$1,405 00	
Wood, 1¾ cords	5 95	
Grease, 389½ lbs	31 36	
Dynamo oil, 46 gals	23 00	
Cylinder oil, 46¼ gals	20 81	
Waste, 261 lbs	31 32	
Rags, 9 lbs	45	
Packing	1 85	
Repairs	166 66	
Wages	746 76	
		$2,433 16

Total operating expenses for 61 days, $2,433.16.

Operating expenses for one day, $39.89.

Operating expenses for seven days, $279.23.

Output of current for seven days, Kilo-watt hours, 16,333.

Cost per kilo-watt hour for labor and material only, 1.7 cents.

Cost per kilo-watt hour for fuel only, 0.93 cents.

SUGGESTED ARRANGEMENTS WITH STREET RAILWAY CO. ON THE FOLLOWING BASIS.

FIRST—

The Street Railway Co. supply engine, condenser, pumps, belting and all connections to and from generators and keep all apparatus owned by them in repair.

SECOND—

The City provide land and buildings and supply necessary steam to engine, attendance, oil and waste.

CAPITAL EXPENDITURE—

Extensions to engine and boiler house	$ 3,000 00	
2 new boilers erected	3,000 00	
Foundations for engines and dynamos	500 00	$6,500 00
Part of the building will be required for electric light extensions, leaving proportion chargeable to railway extensions, say	5,000 00	5,000 00

RECEIPTS AND EXPENDITURE.

Based on a charge of two (2) cents per K. W. hour.

RECEIPTS—

Estimated current used 15,000 Watt hours per car per day operating 8 cars for 313 days, 375,600 K. W. hours, @ 2c	$7,512 00

EXPEDNITURE—

Fuel, 375,600 K. W. hours at 8 lbs. per K. W. hour, 1,500 tons @ $3.00	$4,500 00	
Oil and waste	200 00	
Insurance and taxes	50 00	
Interest on $5,000 capital expenditure, 5%	250 00	
Repairs and depreciation on boilers	200 00	
Repairs and depreciation on buildings	100 00	
Proportion of attendance, 40%	1,800 00	$7,100 00
Apparent profit		412 00

Providing the City does not make any agreement with the Street Railway Co. to supply them with current and they obtain their power from another source it is doubtful if the Power House wages can be reduced and the $1,800.00 charged against the railway as shown above would have to be charged up against the Light Department.

Moved by Ald. Toye, secanded by Ald. Carson, (6) that the the report of the Fire and Light Committee be received and adopted.

Moved, in amendment, by Ald. Meek, seconded by Ald. Knapp, that clause 6 of the report be referred back to the Committee on

Fire and Light for further consideration, and that the committee be requested to meet the committee from the School of Mines and consider the letter addressed to the Mayor.—Carried.

The report as amended was adopted.

During the discussion of the report of the Fire and Light committee, the Mayor was called away and Ald. McFarlane took the Chair.

CITY PROPERTY.

Ald. King presented Report No. 77, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, OCT. 13th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:—

1. That tenders for the several works in connection with the new offices for the City Treasurer were awarded as follows:

Carpentering work, W. J. Chapman	$1,143 00	
Mason work, W. McCartney	758 00	
Painting, T. W. Milo	287 00	
Metal ceiling, Elliott Bros	134 00	
		$2,322 00

2. That tenders for the several works in connection with the new vault for the Bank of British North America and alterations in the caretaker's dwelling, were awarded as follows:

Carpentering work, W. J. Chapman	$ 90 00	
Mason work, W. McCartney	735 00	
Plumbing, J. Jameison	49 00	
Painting, T. W. Milo	30 00	
		$ 904 00

3. That the tender of Joseph Donaldson of $1,527.00 for the Market fees and weighing charges for Markets Nos. 1 and 2 for the current year was accepted, his being the highest.

4. That an eave trough be placed on the rear of the registry office, a conductor on the east side and a concrete gutter leading to the water table, and that the pit closet at the rear be cleaned out and filled.

5. That the appointment of John McKee as caretaker of the smelter site be rescinded and that Peter Moore be allowed to occupy the dwelling at a rental of $1.00 per month, subject to cancellation at the option of the Committee, he to do the necessary repairs.

6. That an embossed metal ceiling, properly painted, be put in the Bank of British North America provided the Bank will pay $15. a year additional rent, that the chairman be empowered to call for tenders and award the contracts, and that the Finance Committee provide the necessary funds.

Respectfully submitted.

(Signed) R. M. F. McFARLANE, Chairma;
JAMES MALLEN,
W. W. SANDS,
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
FRANCIS KING.

Moved by Ald. King, seconded by Ald. Strainge, (7) that the report of the Committee on City Property be received and adopted.—Carried.

PARKS.

Ald. Bassam presented Report No. 78, from the Committee on Parks, as follows:—

Committee Room,
Kingston, October 17th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Parks beg leave to report and recommend as follows:

1. On the communication of Kirkpatrick, Rogers & Nickle, Solicitors for H. M. Folger and James McParland, requesting payment for the damages done to their properties by the discharge of the cannon in Macdonald Park, no action.

2. That a 12 inch tile sewer be built across the north corner of the park to connect with a sewer in West Street in place of the old stone sewer, now choked up, at an estimated cost of $250.00.

Respectfully submitted.

(Signed) W. E. BASSAM, Chairman;
D. COUPER,
T. J. RIGNEY,
J. F. KNAPP,
J. CARSON,

Moved by Ald. Bassam, seconded by Ald. Rigney, (8) that the report of the Committee on Parks be received and adopted.—Carried.

ONTARIO MUNICIPAL ASSOCIATION.

Ald. Meek presented Report No. 79, from the City Solicitor and City Assessor, Delegates to the annual convention of the Ontario Municipal Asssociation, which was read and ordered to be fyled.

UNION OF CANADIAN MUNICIPALITIES.

Ald. Meek presented Report No. 80, from the City Solicitor, delegate to the annual convention of the Union of Canadian Municipalities, which was read and referred to the Finance Committee.

KINGSTON & PEMBROKE RAILWAY EXEMPTION.

Ald. Meek presented Report No. 81, from the City Solicitor and City Assessor, on the amount of exemption to which the Kingston & Pembroke Railway Company is entitled for the year 1904 under By-law, which was read and adopted as follows :—

L. W. SHANNON, ESQ.,
City Clerk,

Dear Sir,—

In the matter of the exemption from taxes of the Kingston & Pembroke Railway Company for the year 1904 under the provision of the By-law in that behalf, we beg to inform you, the Company is entitled to the following exemptions, viz :—

Upon property used for Railway purposes, for the said year asper Schedule No. 1.....$20,950

Upon property leased to other persons as per Schedule No. 2.....$15,975

Upon property acquired after the 30th day of December, 1880 as per Schedule No. 3.....$13.450

$50,375

20 mills would amount to 1,007.50 taxes exempted and distributed as follows, viz :—

Cataraqui Ward Roll No.	39	$ 100.	Taxes exempted.	$	2 00
" "	40	500.	" "		10 00
" "	135	1,875.	" "		37 50
" "	138	9,400.	" "		188 00
" "	141	6,500.	" "		130 00
" "	465	4,200.	" "		84 00
" "	671	9,000.	" "		180 00
" "	751	500.	" "		10 00
" "	758	500.	" "		10 00
" "	762	500.	" "		10 00
" "	780	400.	" "		8 00
" "	774	200.	" "		4 00
Ontario Ward Roll No.	627	10,000.	" "		200 00
" "	628	2,800.	" "		56 00
St. Lawrence Ward	11	3,200.	" "		64 00

Frontenac	"	2	100.	"	"	$ 2	00
"	"	4	600.	"	"	12	00
Total.....		$40,375	00	Total...		$1,007	50

And we recommend that the Collector's Rolls for the year 1904 be amended accordingly.

D. M. McINTYRE, City Solicitor.
W. S. GORDON, City Assessor.

Kingston, June 27th, 1904.

SCHEDULE NO. 1.

Taxes City of Kingston, Kingston & Pembroke Railway for 1904. By-law 1881, Sec. 1. Property held on and since 20th, December 1880 and not sold, leosed or ceased to be held, assessment compounded.....$25,325 00

Roll No.	Part of Lot.	Assessment.
Frontenac 4	Farm 4 and 3	$ 600 00
Cataraqui 40	" 1 and 2	500 00
" 91	Town 13, 14 & 19	600 00
" 135	Farm A	1,875 00
" 138	" "	9,400 00
" 141	Water lot in rear Farm A & 40.	6,500 00
" 465	" " & Town A	4,200 00
Ontario 628	" " 19 & 20	10,000 00
Cataraqui 671	" " in rear Town A and Farm A	9,000 00
" 733	" " front W. Lot A	800 00
" 751	26, 27, and Water Lot	1,200 00
" 758	21, 22 & 23	500 00
" 762	21 and Water lot	500 00
" 774	19 W. G. T. R.	200 00
" 780	S. W. 1	400 00

Total Assessment.....$46,275 00
Amount fixed by By-law.....$25,325 00

Exemption claimed.....$20,950 00

SCHEDULE NO. 2.

By-law Sec. 3 portion of Schedule 1 sold, leased or ceased to be held, showing in last column the estimated portion of the assessment of 1881 to be taken from $25,325. and remitted to the Company.

Roll No.	Lessee &c.	Remittance.
Cataraqui 62	Cotton Mill Coy	$ 275 00
" 64	Mallen J.	275 00
" 65	Lee and Hughes	50 00

"	136	Cotton Mill Residence	275 00
"	139	Queen City Oil Co'y	500 00
"	464	Page, J. D	800 00
"	660	Davis Dry Dock Co'y	2,500 00
"	728	S. Anglin & Co'y	1,300 00
"	748	Massie, Wm	500 00
"	752	Quinn, Chas. H. }	600 00
"	753	Grimshaw, Delos }	
"	755	Rathbun Co'y	1,000 00
"	756	Rathbun Co'y	3,600 00
"	761	Sowards, Jas	1,200 00
"	775	Rathbun Co'y }	3,100 00
"	776	Rathbun Co'y }	
		Total	$15,975 00

SCHEDULE NO. 3.

By-law Sec. 2, property acquired after 20th December, 1880 exempt for excess of assessment over assessment when acquired or otherwise fixed.

Roll No.		Part of Lot.	Exemption.
Frontenac	2	Town 199	$ 100 00
St. Lawrence	11	Water Lot 6	3,200 00
Cataraqui	39	Farm 3	150 00
Ontario	627	W. L. 19 and 20	10,000 00
		Exemption claimed	$13,450 00

The Mayor here returned and resumed the chair.

RULE SUSPENDED.

Moved by Ald. King, seconded by Ald. Meek, (9) that Rule 32 be suspended to allow the consideration of motions.—Carried.

MOTIONS.

TIME EXTENDED TO THE STREET RAILWAY COMPANY.

Moved by Ald. King, seconded by Ald. Meek, (10) that the same extension of time be granted to the Street Railway Company after the 1st of February, next, to fulfil their obligations under the existing agreement as may be granted to and accepted by the City regarding their notice to the Company due on October 1st, last.—Carried.

MR. NESBITT'S AREA.

Moved by Ald. Bassam, seconded by Ald. Meek, (11) that the request of Mr. Nesbitt for a trap door on Johnson Street be granted.—Carried.

HOUSE OF INDUSTRY DRAIN.

Moved by Ald. Meek, seconded by Ald. Hoag, (12) that the cost of the drain on the House of Industry property be charged to the City.—Carried.

CITY ENGINEER.

Moved by Ald. Knapp, seconded by Ald. Strainge, (13) that the services of Mr. Kirkpatrick, our present Engineer, be retained for one month longer from October 1st.—Carried.

BARRACK STREET LOTS.

Moved by Ald. Toye, seconded by Ald. Carson, (14) that report No. 72, adopted by Council at its last meeting, be amended by changing the amount to be paid for the two lots on Barrack Street from $3,192 to $3,292 as the latter was the amount of the purchase price agreed upon.—Carried.

HEATING THE CITY BUILDINGS.

Moved by Ald. Meek, seconded by Ald. Carson, (15) that Messrs. A. K. Kirkpatrick and J. M. Campbell report through the City Property Committee at the next meeting of the Council upon the possibility of heating the City buildings with the exhaust steam of the power plant, and upon the probable cost of the installation if this be considered practical.—Carried.

Council adjourned at 10.20 p.m.

City Clerk.

COUNCIL CHAMBER.

Kingston, October 21st, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Carson, Couper, Hoag, King, Knapp, Mallen, Meek, Rigney, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Meek, seconded by Ald. King, (1) that the minutes of the last regular meeting of Council on July 18th and subsequent meetings, be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:

FINANCE AND ACCOUNTS.

The T. F. Harrison Company, asking for payment of an account for linoleum supplied to the City Property Committee of 1903.

A. T. Smith, District Supt. of the Bell Telephone Company, asking Council to take action on their application for a renewal of their exclusive agreement with the city.

A. E. Smythe, asking for 15 per cent. commission on the collection of Statute Labor and dog taxes.

BOARD OF WORKS.

R. W. Smith, asking for an advance of $150 on broken stone.

FIRE AND LIGHT.

William Wathem, Sr., applying for the position of Chimney Viewer.

Kingston, Portsmouth & Cataraqui Electric Railway Company, expressing willingness to await the convenience of the Council for a statement of the rate to be charged them for power for the cars.

CITY PROPERTY.

Thomas Keats, asking for a rebate on the rent of the smelter site on account of loss sustained owing to the high water.

COURT OF REVISION.

L. E. Staples, asking to be relieved of his dog tax for 1904.

Eliza Munro, asking remission of taxes for 1904 on account of overty.

C. F. Rees, applying for remission of taxes on account of vacancy.

Isaac Smith, applying for remission of $5.07 taxes for 1904 on account of sickness and inability to pay.

FYLED.

F. C. Ireland, City Treasurer, reporting $24,716.33 arrears of taxes collected to date.

D. J. Dawson, Township Clerk, Wolfe Island, asktng that two boats at the foot of Clarence Street be removed.

Moved by Ald. Abbott, seconded by Ald. Carson, (2) that the Harbor Master have the schooner Grantham and steamer North King removed from the street allowance in the harbor at the foot of Clarence Street.—Carried.

REPORTS.

BOARD OF WORKS.

Ald. Knapp presented Report No. 82, from the Board of Works, as follows:

COMMITTEE ROOM,
Kingston, October 20th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. On the petition of Buxton B. Smith and others asking that steps be taken to allay the smoke nuisance, that the City Solicitor be instructed to prepare a by-law in conformity with section 586, sub-section 6 of the Municipal Act.

2. That the communication of F. King, drawing attention to the flooding of walks on Beverly and Collingwood Streets, be referred to the Chairman of the Board of Works and City Engineer with power to act.

3. That the petition of Louise LeHeup and others for a tile sewer as a local improvement in University Avenue, be granted.

4. That the by-law respecting the painting of poles in the City streets be enforced.

All of which is respectfully submitted.

(Signed) J. F. KNAPP, Chairman;
W. E. BASSAM,
W. G. STRAINGE,
J. CARSON,
D. COUPER,
GEO. SEARS.

Moved by Ald. Knapp, seconded by Ald. Carson (3) that the report of the Board of Works be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented report No. 83, from the Committee on Water Works, as follows:

COMMITTEE ROOM,
Kingston, October 22nd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:

1. The proprietors of the Imperial Laundry made representations to the effect that they should be given water at the manufacturers' rate. They have been paying 6 cents per 100 cubic feet, with 10 per cent. off. The laundry is one of the largest consumers in the city, the charge last quarter being for over 177,000 cubic feet. The Committee decided to give all consumers of over 100,000 cubic feet per quarter, a discount of 20 per cent., and of this rule the Imperial Laundry Company can take advantage.

2. Two fire risks on the building and plant of the Water Department expired in September. We beg to call the attention of the Finance Committee to the necessity of proceeding without further delay with the adjustment of triennial risks which was authorized by the Council some time ago.

3. Jas. B. Driscoll, of Victoria Street, asked for a water service. The Superintendemt reported that the excavation and connection with the water system would cost $100. and Mr. Driscoll agreed to pay $8.00 per annum for 5 years. It is recommended that this petition be granted.

4. The repairing of the roof of the building adjoining the boiler house was referred to the Chairman and Superintendent of the Department with power to act.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
R. H. TOYE,
R. H. ABBOTT,
H. ANGROVE, objecting to clause 1.

Moved by Ald. Meek, seconded by Ald. Toye (4) that the report of the Water Works Committee be received and adopted.—Carried.

NOTICE OF BY-LAW.

Ald. Meek gave notice of a by-law for the appointment of auditors of the accounts and books of the city in 1905.

ENFORCEMENT OF BY-LAW.

Moved by Ald. King, seconded by Ald. Angrove, (5) that the City Engineer be and is hereby designated the proper official to carry out the resolution of this Council adopted on the 23rd day of May, 1904, regarding the barbed wire fence on the south and west sides of the property lying on the north side of King Street between Collingwood and Albert Streets, and that the Engineer proceed without further delay to enforce the provisions of the by-law relating to such fences.—Carried.

Council adjourned at 9.45 p.m.

City Clerk.

COUNCIL CHAMBER.

Kingston, November 8th, 1904.

Owing to the opening of Grant Hall, Queen's University, last evening, the regular meeting of Council was not held, and a special meeting was held in the Council Chamber this evening at 8 o'clock. Present: Mayor Bell, Ald. Abbott, Bassam, Behan, Carson, Couper, Hoag, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. King, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

W. F. Nickle, notifying Council that the Electric Railway Company has discontinued the Williamsville car and instituted a twenty minute service instead of the fifteen minute service required by the agreement.

The City Council, Toronto, forwarding a copy of their consolidated by-laws, and asking this Council to reciprocate.

D. M. McIntyre, City Solicitor, asking that action be taken in connection with the bonding of the City Officials.

W. S. Gordon, City Assessor, asking for an increase of salary.

Alex. Tyo, applying for a reduction of his personal taxes for 1904.

BOARD OF WORKS.

A. B. Cunningham, calling attention to the dangerous condition of the walk on Beverly Street.

W. Mundell, Solicitor for Captain J. H. Scott, asking permission to commute the sewer rent on property recently purchased by him on Earl Street.

FIRE AND LIGHT.

John McKay, asking for the removal of the electric light pole at the corner of William and Sydenham Streets.

A. H. Daly, Agent of the Ocean Accident and Guarantee Corporation, asking for the insurance of the employees of the Light Department against accident.

COURT OF REVISION.

F. Welch, applying for remission of taxes on account of vacancy.

Louis LaPlante, R- T. Chown, James Kincaid, Alber Charlton, Albert Cooper and James P. Kane, appealing against Statute Labor Taxes.

Mrs. Alice O'Gorman. A. Buckingham, John Cunningham, Mrs. Francisco, John Mozier, Sarah Gallagher, Mrs. McKenna, Angus M. Orr, Margaret O'Neil, Mrs. C. Long, and N. Newell, appealing against dog taxes.

The Churchwardens of St. George's Cathedral, asking for the refund of taxes paid on St. George's Hall.

FYLED.

O. V. Bartels, Collector of Taxes, reporting $140,000, taxes for 1904, collected to date, and the balance collectable $17,000.

PETITIONS.

Ald. King presented the petition of Rev. Douglas Laing and others for exemption from taxation for 1904 on the lot on Johnston Street on which a building is being erected for public worship. The petition was referred to the Committee on Finance and Accounts.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented Report No. 84, from the Committee on Finance and Accounts as follows:—

MAYOR'S OFFICE,
KINGSTON, November 8th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

BOARD OF WORKS.

Bell Telephone Co., Engineer's telephone	$	3 34
R. W. Smith, broken stone		65 90
R. W. Smith, broken stone		76 60
Charles Dinsmore, broken stone		28 35
John McKnight, broken stone		1 00
James Eves, cab hire		3 00
Francis Tracey, repairing tools, &c		44 84
John Angrove, bicycle repairs		9 30

W. B. Dalton & Sons, hardware	36	21
R. H. Fair, sand	285	75
The Rathbun Co., cement	934	34
K. & P. Railway Co., cartage	11	17
S. Grimshaw, walks and crossings	370	08
Labor Pay List ending October 19th	920	61
" " " " November 2nd	732	76

WATER WORKS.

Light Department, gas to September 30th	15	13
Bell Telephone Co., Engineer's telephone	3	33
Selby & Youlden, hydrants	108	00
Buffalo Meter Co., meters, &c	93	75
Douglas & McIlquham, balance of contract	299	50
R. Uglow & Co., stamps, &c	10	25
T. C. Wilson & Son., horse hire	87	00
Labor Pay List ending October 17th	115	92

FIRE AND LIGHT.

Bell Telephone Co., Engineer's telephone	3	33
R. E. Wilson, use of horse	7	50
Light Department, gas and electric light	14	48
Shales & Taugher, horse-shoeing	6	55
Peter Lowry, horse-shoeing	9	01
N. Sharp, oats	4	50
Fire and Water Engineering, subscription	3	00
Dominion Express Co., express charge		30
Rudd Harness Co., sundries	2	75
R. H. Fair, sand	6	75

LIGHT DEPARTMENT.

Canadian Express Co., express charge		50
T. J. Gallagher, gas and meter inspection	73	25
The Shedden Co., freight and cartage	32	99
The Davis Dry Dock Co., lignum vitae	4	73
William Allen, lime	58	45
K. P. & C. E. Railway Co., rent, &c	31	25
P. G. Wilmot, oats	4	00
Charles Smeaton, shortening main belt	7	50
John Forman, goods	217	30
Water Works Department, water	12	82
Calvin Lewis, cleaning closets	2	00
Canadian General Electric Co., goods	19	88
Canadian Express Co., express charge		50
Dominion Express Co., express charge	1	40
Labor Pay List ending November 2nd	588	00

CITY PROPERTY.

Joseph Eves, cab hire	1 50
Light Department, gas and electric light	46 35
W. Wathen, cleaning chimnies	4 00

OFFICE REMODELLING.

McKelvey & Birch, heating contract	500 00
W. J. Chapman, on account	700 00

SALARIES.

A. E. Smythe, commission on dog and statute labor taxes	6 92
A. K. Kirkpatrick, salary as City Engineer for October	100 00

POLICE.

R. Uglow & Co., stationery	4 70

ELECTION EXPENSES.

T. C. Wilson & Son, cab hire	1 00

BOARD OF HEALTH.

R. W. Allen, bill posting	6 00

STAND PIPE.

Water Works Department, labor and material	617 39

ARBITRATION.

Kingston Light, Heat & Power Co., costs	71 52
Barwick, Aylesworth, Wright & Moss, costs	20 08

LAW COSTS.

D. M. McIntyre, disbursements	9 30

CONTINGENCIES.

Municipal World, Collector's Guide	50
H. Wade, postage stamps	5 00
S. Hentig, postage stamps	5 00
J. P. Hanley, pauper passes	9 15
J. Goodearle, pauper pass	1 00

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
R. MEEK,
J. J. BEHAN,
J. McDONALD MOWAT.
R. H. TOYE,

Moved by Ald. Meek, seconded by Ald. Behan, (2) that the report of the Finance Committee be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented Report No. 85, from the Board of Works, as follows :—

COMMITTEE ROOM,
KINGSTON, November 4th, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Board of Works beg leave to report and recommend as follows :

1. On the communication of R. W. Smith asking for $150 advance on broken stone, that he be paid for the stone when taken according to agreement.

2. That H. B. R. Craig be appointed City Engineer, he to devote his whole time during office hours to the City's business, at a salary of $1,200 per year.

3. That a portion of the walk on the west side of Rideau Street in front of Mrs. Allen's property be moved across the street in continuation of the present walk.

Respectfully submitted.

(Signnd) JAMES F. KNAPP, Chairman;
J. CARSON,
W. E. BASSAM,
W. G. STRAINGE,
D. COUPER,
GEO. SEARS, objecting to clause 2.
J. J. BEHAN.

Moved by Ald. Knapp, seconded by Ald. Strainge, (3) that the report of the Board of Works be received and adopted.

Moved, in amendment, by Ald. King, seconded by Ald. Sears, that clause No. 2 of the report of the Board of Works be referred back to the committee for further consideration as it appears that one of the applications for the position of City Engineer was not read or considered in committee, and those from outside the city were not considered eligible on account of non-residence.

The amendment was ruled out of order, and the motion was adopted on the following division :—

Yeas :—Ald. Abbott, Bassam, Behan, Carson, Couper, Knapp, Meek, Mowat, Sands, Strainge, and Toye.—11.

Nays :—Mayor Bell, Ald. Hoag, King, Mallen, McFarlane, Rigney, and Sears.—7.

FIRE AND LIGHT.

Before presenting the report of the Committee on Fire and Light, Ald. Toye read a financial statement of the operations of the Light Department for the months of August and September, showing the revenue from gas $5,258.46, and the total expenditure $3,167.72, or a net revenue of $2,090.74; a revenue from electricity of $5,140.89, with a total expenditure of $3,190.75, or a net revenue of $1,950.14; or a total revenue from the department over and above expenditure of $4,040.88.

Ald. Toye presented Report No. 86, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM,
KINGSTON, November 5th, 1904

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. Whereas the agreement between the City and the Kingston, Portsmouth and Cataraqui Electric Railway Company, dated 28th June, 1904, binds the City to notify said Company on or before 1st October, 1904 of the terms upon which the City will furnish power to the said Railway Company from and after the termination of said agreement and it is expedient that the City should discharge its obligation under said agreement and notify the Company of the terms on which the City is willing to furnish power to said Company:

Your Committee recommend that the City notify the Company that the City will, from and after the expiration of said agreement, furnish power to operate the cars of said Company at the rate of $3\frac{1}{2}$ cents per K. W. hour for a period of years to be further agreed upon, payments to be made by the Company monthly on the first day of each month during said last named period.

2. That the Chairman of this Committee and Mr. J. M. Campbell be authorized to meet the authorities of the School of Mining and enter into futher negotations with a view to assisting the School in the disposal of its surplus power.

3. On the communications of H. G. Barnes, W. Wathen and Calvin A. Jackson applying for the position of chimney sweep, that no action be taken until the Fire By-law is revised.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. McDONALD MOWAT,
R. H. ABBOTT,
W. W. SANDS,
J. CARSON.

Moved by Ald. Toye, seconded by Ald. Abbott, (4) that the report of the Fire and Light Committee be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 87, from the Committee ou City Property and Markets as follows:—

COMMITTEE ROOM,
KINGSTON, October 31st, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen :—The Committee on City Property and Markets beg leave to report and recommend os follows :

1. On the communication of Thomas Keates, asking for a rebate of the rental of the smelter fields proportionate to the loss sustained by portion of the land being under water, no action.

2. That tenders were awarded to J. Nugent & Co. for an embossed metal ceiling for the Bank of British North America for $168, and Thos. W. Milo for the painting for $53, theirs being the lowest.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
JAMES MALLEN,
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
FRANCIS KING,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. King, (5) that the report of the Committee on City Property be received and adopted. —Carried.

MOTION.

CITY ENGINEER.

Moved by Ald. Knapp, seconded by Ald. Bassam, (6) that the services of Mr. Kirkpatrick, City Engineer, be retained until the first of December, 1904.—Carried.

Council adjourned at 9.20 p.m.

City Clerk.

COUNCIL CHAMBER.

Kingston, November 21st, 1904

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Ald. Abbott, Angrove, Bassam, Carson, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

CHAIRMAN APPOINTED.

Moved by Ald. Meek, seconded by Ald. King, (1) that Ald. Kent take the chair until the Mayor's arrival.—Carried.

ADOPTION OF MINUTES.

Moved by Ald. Mowat, seconded by Ald Meek, (2) that the minutes of the last meeting be adopted as printed.

Moved, in amendment, by Ald. King, seconded by Ald. McFarlane, that the minutes be amended on page 239 to read:—"out of order as Ald. King refused to withdraw the word eligible!"

The amendment was accepted, and the motion, as amended, carried.

ARRIVAL OF THE MAYOR.

The Mayor here entered and took the chair.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

Macdonnell & Farrell, asking for remission of taxes on the Sailors' Mission, corner of King and Barrack Streets.

J. R. Henderson, applying for remission of taxes on the property occupied by the First Church of Christ, Scientist.

Macdonnell & Farrell, claiming exemption from taxes on the properties occupied by the Kingston Ladies' College.

D. M. McIntyre, City Solicitor, asking that steps be taken to procure legislative authority to re-arrange the City's bond issue under the debenture by-law passed to raise the purchase money for the gas and electric light plant.

G. A. Armstrong, asking for a refund of personal taxes for 1903.

Jacob Ziegler, A. T. Drysdale, John H. Jarvis, R. D. Sutherland, C. A. Bunt, E. J. Gormley, Arthur Routley and Fred Black, appealing against Statute Labor taxes.

Alexander Smith, John Gordon, Annie E. McKay, Narcisse Boyer and Charles Cunningham, appealing against dog taxes.

William Moore, Secretary of the Canadian Association for the prevention of tuberculosis, asking Council to petition the Dominion and Provincial governments to erect and maintain a hospital for consumptives.

BOARD OF WORKS.

D, M. McIntyre, City Solicitor, enclosing a by-law for the suppression of the smoke nuisance, and giving the result of his enquiries into the working of similar by.laws in other cities.

WATER WORKS.

D. M. McIntyre, City Solicitor, notifying Council that Alexander Roshefort is desirous of surrendering to the City the Water Works lot on Barrie Steet which he agreed to purchase as he is unable to complete the payments.

T. Hewitt, Superintendent of the Water Works Department, applying for increase of salary.

FIRE AND LIGHT.

Joseph Bawden, Secretary of the Kingston, Portsmouth & Cataraqui Electric Railway Company, stating that the proposed charge of $3\frac{1}{2}$ cents per Kilo Watt hour for power for the street cars is both exorbitant and prohibitive.

CITY PROPERTY.

H. Fraser, Secretary of the Aberdeen Association, asking for quarters in the City buildings for the use of the Association.

Rev. W. B. Carey, asking for remission of the rental of the City Hall used in April for religious meetings in connection with the meeting of the House of Bishops of the Church of England in Canada.

COURT OF REVISION.

James F. Knapp, Anna D. Rogers, and J. G. Bastow, applying for remission of taxes on account of poverty.

FYLED.

H. B. R. Craig, announcing that he will be prepared to assume the duties of City Engineer on the 1st of December.

F. C. Ireland, City Treasurer, reporting that he has examined the books of the Dominion Cotton Mills Company, and that they have complied with the terms of their agreement with the city in respect to the amount of wages paid.

F. C. Ireland, City Treasurer, reporting $26,295.11, arrears of taxes collected to date.

O. V. Bartels, Collector of taxes, reporting $143,735.00, taxes for 1904, collected to date, and the balance collectable $13,200.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Meek presented report No. 88, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, November 21st, 1904.

To the Mayor and Council of the City of Kingston :

Gentlemen:—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:

Board of Works.

The Rathbun Company, cement	$ 24 49
R. Nesbit, stone	6 30
J. Litton, stone	14 00
J. Gray, stone	1 90
W. Gibson, stone	5 80
R. W. Smith, broken stone	43 20
J. Skelton, stone	4 55
W. Shufflebotham, stone	26 00
S. Anglin, lumber	82 96
W. B. Dalton & Son, hardware	14 88
John Grey, broken stone	104 60
Labor Pay List ending November 16th	592 97

Fire and Light.

John Armstrong, hay	12 40
N. Sharp, Oats	13 50
E. Cochrane, hay	9 22
F. G. Lockett, rubber boots	4 00
The Rathburn Company, lumber	9 25
G. E. Nuttall & Son, horse-shoeing	9 42
James Hamilton, one bay horse	150 00
Bell Telephone Co., keys and springs	8 38

Light Department.

Canadian Express Company	70
James Adams, refund of insurance premium	16 15
Elliott Bros., Fire brick, iron pipe &c.,	685 91
S. Watts, hay	9 63
S. A. Hentig, postage stamps	4 00
G. A. Wright, repairs	8 00
The McCort Oil Company, gas oil	494 39
Labor Pay List ending October 19th	540 07
" " " November 16th	448 02

Jame Swift & Co , freight	$ 6 10
City Registry Office, registering deeds &c.	2 95
City Property.	
W. Newlands, on account	50 00
St. Lawrence Ice Co , ice	4 00
S. Anglin & Co., sawdust	1 50
J. Ballantyne, cash paid for scrubbing	9 00
Printing.	
British Whig Publishing Co., printing and advertising	141 45
Police.	
F. A. Bibby, cab hire	4 00
Salaries.	
W. S. Gordon, clerical assistance	200 00
Rental.	
Department of the Intreior, rent of beach	1 00
Contingencies.	
S. A. Henting, postage stamps	5 00
James Reid, use of ambulance	2 00
C. Lewis, removing dead animals from the streets	3 50

On the communication of W. F. Nickle, notifying Council of a change in the Street Railway service, your committee recommend that The Finance Committee be empowered to take such steps as they may deem expendient to investigate the affairs of the Company and report at a future meeting.

On the communication of the City Solicitor in reference to the bonding of City Officials, Your Committee are of the opinion that all officials who handle money belonging to the City should be bonded in a satisfactory guarantee company, the premiums to be paid by the City; They recommend that the tax collectors be bonded by a Guarantee Company for three months.

On the communicating of Mary Eward, asking for remission of taxes for 1903 and 1904 on the ground of poverty, Your Committee recommend that her taxes be remitted.

On the communication of Selby & Youlden, asking for an extension of their partial exemption from taxation to the end of 1904, your Committee recommend that their request be granted, and that a by-law be introduced confirming the same.

Your Committee recommend that a by-law be introduced granting Messrs. A. Davis & Son the same exemption for 1904 as was granted to J. J. Carrington.

On the communication of Miss J. P. Cartwright, your Committee recommend that the taxes of the Young Women's Christian Association for 1904 be remitted.

On the communication of Macdonnell & Farrell, your Committee recommend that the taxes for 1903 on the Young Men's Christian Association be remitted.

On the communication of S. Oberndorffer, your Committee recommend that the taxes on the property used by the Jewish congregation for 1904 be remitted.

On the communication of Mary McDonald, asking for remission of taxes for 1904, your Committee recommend that her taxes be remitted.

On the communication of Kirkpatrick, Rogers & Nickle, asking for the refund of $15.60, local improvement taxes paid twice, your Committee recommend that $15.60 be refunded.

On the communication of T. F. Harrison & Co., your Committee recommend that his account for linoleum supplied in 1903 be paid.

Your Committee recommend that the Finance Committee be empowered to procure suitable furniture for the new office for the Treasury Department.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
R. MEEK,
R. H. TOYE,
J. McDONALD MOWAT,
R. E. KENT.

Moved by Ald. Meek, seconded by Ald. Kent, (3) that the report of the Finance Committee be received and adopted.—Carried.

Moved, in amendment, by Ald. King, seconded by Ald. McFarlane, that the item in the Committee's report amounting to $685.91 be referred back pending further enquiry.

The amendment was lost on the following division, and the motion carried:—

Yeas:—Mayor Bell, Ald. Angrove, Hoag, King, McFarlane, Rigney, Sears.—7.

Nays:—Ald. Abbott, Bassam, Carson, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge, Toye.—11.

BOARD OF WORKS.

Ald. Knapp presented Report No. 89, from the Board of Works, as follows:—

COMMITTEE ROOM,
KINGSTON, November 18th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Board of Works beg leave to report and recommend as follows:

1. On the petition of Capt. J. H. Scott offering to pay $21.00 in full commutation of the assessment for sewer rent on his property on Earl Street, that his offer be accepted.

2. On the communication of A. B. Cunningham calling attention to the dangerous condition of the walk on Beverley Street, that he be advised to take steps to procure a permanent walk.

Respectfully submitted.

(Signed) JAMES F. KNAPP, Chairman;
D. COUPER,
W. E. BASSAM,
GEO. SEARS,
W. G. STRAINGE,
J. CARSON.

Moved by Ald. Knapp, seconded by Ald. Sears, (4) that the report of the Board of Works be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 90, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM,
KINGSTON, November 18th, 1904

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:

1. That the report of Mr. J. M. Campbell on the proposed extensions and improvements to the Gas and Electric Light plant, hereto attached, recommending an expenditure estimated at $150,000, be printed and that the City Solicitor be instructed to prepare a by-law to authorize the raising of $150,000, to be submitted to this Council at a future meeting.

2. That James McGillivray be appointed Mechanical Engineer of the Fire Department at a salary of $600.00 per year from the 1st. December, and that Mr. Miller vacate the premises now occupied by him on or before the 1st. of March.

3. On the communication of John McKay asking that the electric light pole on the corner of William and Sydenham Streets be moved to the opposite corner, that the question be referred to the Chairman of this Committee, Mr. J. M. Campbell and the City Engineer with power to act.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. McD. MOWAT,
R. H. ABBOTT,
J. CARSON,
W. W. SANDS.

MR. CAMPBELLS REPORT.

To the Mayor and Council of the Corporation of the City of Kingston.

Gentlemen;—

I beg leave to submit herewith my report upon the additions, extensions and improvements to the Gas and Electric Lighting Plant.

The report recommends that additions, extensions and improvements be made at an expenditure of ($150,000.00) ONE HUNDRED AND FIFTY THOUSAND DOLLARS of which details are herewith submitted.

Yours truly,
J. M. CAMPBELL.

THE REPORT MAY BE SUMMARIZED AS FOLLOWS:

GAS DEPARTMENT.

Additions to be made to the Gas and Electrical Works.				
A.	To the present gas plant	$	41,594 17	
B.	New coal gas plant		27,900 00	
C.	Gas Meters already ordered and extensions to mains and services already made		2,000 00	
D.	Proposed entensions to mains outside gas house		16,083 93	
E.	Estimated expenditure for gas meters and services for one year total expenditure gas department			$89,478 10
F.	To the present electrical and steam plant	$	27,841 56	
G.	Electric meters already ordered and extensions to mains and services already made		5,000 00	
H.	Proposed extensions to mains outside the power house		10,179 76	
I.	Arc lighting system		10,220 00	

J.	Estimated expenditure for electric meters, transformers and services for one year	$ 3,550 00	
	Total expenditure Electrical Department		$56,791 32
K.	Engineering and general expense		$ 3,730 58
	Total expenditure		$150,000 00

—A—

ADDITIONS TO PRESENT GAS PLANT.

a.	Real Estate	$ 3,292 00	
b.	New gas holder with a capacity of 150,000 cubic feet	29,044 14	
c.	Station apparatus, including 10 inch station meter and by-pass, 10 inch exhauster and by-pass, 12 inch governor and by-pass, D. & A. condenser and by-pass, foundations, steam and water connections and erection	3,167 20	
d.	New pipes and connections at works	3,459 93	
e.	Distributing drains and pipes for water and tar	1,360 90	
f.	Changing building and putting in concrete floors	1,270 00	$41,594 17
	Total inside gas works	$41,594 17	$41,594 17

—B—

NEW COAL GAS PLANT, CAPACITY 150,000 CUBIC FEET PER DAY

a.	Retort House, 40 x 70 x 30 high, brick, iron framed roof covered with iron, Condenser House, 30 x 50 x 20 high, brick, iron trussed roof, slate covered	$ 7,500 00	
b.	Five benches, each containing six retorts erected with all fittings	12,987 00	
c.	Condensing and scrubbing plant	5,184 00	
d.	One No. 5 exhauster	690 00	
e.	Tar and Ammonia wells, and piping	600 00	
f.	Foundations and excavations	500 00	
g.	Piping and connections	439 00	$27,900 00
	Total for new coal gas plant	$27900 00	$27,900 00

—C—

EXPENDITURE MADE BY AUTHORITY OF COUNCIL.

a. Gas meters already ordered
b. Extensions to services and mains
c. Piping in gas works.....$ 2,000 00

—D—

PROPOSED EXTENSIONS OF MAINS OUTSIDE GAS HOUSE

a. ON QUEEN STREET STARTING AT WORKS
12 inch main to King Street.
10 " " " Montreal Street.
8 " " " Division " .$ 4,848 13

b. ON DIVISION STREET.
8 inch main Queen to Johnson St.
6 " " to Union Street..... 2,407 66

c. ON BROCK STREET.
6 inch main, connecting present six inch main above Clergy St. with present 6 inch main above Division St..... 973 50

d. ON MONTREAL STREET
6 inch main from Queen to Brock connecting to present 6 inch main on Brock St..... 582 66

e. CONNECTING DEAD ENDS.

Johnston St. near Division	$ 57 50		
" " " Barrie	26 90		
" " " Bagot	16 50		
William St, near Clergy	29 50		
" " " Sydenham	101 31		
Bagot St. near Earl	125 31		
Union St. at Wellington	90 10		
West St. Ontario to King	184 24		
Sydenham St. between West & Earl	33 77		
Ontario St. between Queen & Princess	118 45	783 58	$9595 53

$9595 53

—D—

f. On Gore Street to Wellington, 3 inch main.....$ 184 90
g. On Clergy Street to Main, 3 inch main 365 00
h. On Alfred Princess to Sixth, 3 inch main..... 443 00

i.	On Alfred Street Johnston to Union, 3 inch main	$ 629 30	
j.	On Alfred Street below Union, 3 inch main	228 30	
k.	On Frontenac Street Johnston to Union, 3 inch main	621 60	
l.	On Albert Street, Earl to Alice, 3 inch main	711 40	
m.	On Johnston Street, University to Albert, 6 inch main	803 00	
n.	On Union Street, Division to Albert, 6 inch main	1,523 00	
o.	On Stuart Street, University to St. Lawrence, 3 inch main	309 90	
p.	Line drips and valves	669 00	$6,488 40
	Total for mains outside gas house		$16,083 93

—E—

Meters and services for one year for 150 customers...$1,900 00

—F—

ADDITIONS TO PRESENT STEAM AND ELECTRICAL PLANTS

a.	Water separators	$ 217 50	
b.	Steam piping and covering	339 10	
c.	Labor erecting	150 00	
e.	Auxiliary engine and connections	2,074 00	
d.	150 K. W. generator for auxiliary engine	4,000 00	
f.	300 K. W. direct current generator to be driven by present corliss engine	6,000 00	
g.	300 K. W. alternating current generator to be driven by present corliss engine	5,000 00	
h.	30 K. W. balancer set	900 00	
i.	Switch boards	2,550 00	
j.	Meters for measuring total out-put	400 00	
k.	Induction motor to drive present Edison generators	2,000 00	
l.	Transformers for operating street arc lamps	2,500 00	
m.	Cables and connections between dynamos and switch boards	710 96	

n.	Excavations and foundations	$	635 00	
o.	Testing instruments for meter room		365 00	
	Total inside power station	$	27,841 56	$ 27,841 56

—G—

EXPENDITURE MADE BY AUTHORITY OF COUNCIL.

a.	Electric meters already ordered			
b.	Extensions to feeders, mains and services			
c.	Transformers and fittings			
d.	Engine, dynamo and connections	$	5,000 00	

—H—

PROPOSED EXTENSION OF MAINS AND FEEDERS OUTSIDE POWER HOUSE CONTINUOUS CURRENT THREE WIRE SYSTEM.

FEEDERS

a.	From station to King and Brock	$	296 30	
b.	" " " Bagot and Earl		887 95	
c.	" " " Wellington and Barrack		166 80	$1,351 05

MAINS.

d.	On Earl, King to Clergy	$	572 10	
e.	On Montreal Princess to Armouries		256 80	
f.	On Wellington Princess to Bay		252 30	
g.	On King Princess to Queen		62 70	
h.	On Queen, King to Ontario		75 00	
i.	On Railway Track, Queen to Brock		117 50	
j.	On Clarence, King to Railway Track		75 30	
k.	On Sydenham, Princess to Bay		128 10	
l.	Poles		680 00	
m.	Fittings		169 54	
n.	Labor		755 05	
				$3,144 39

ALTERNATING CURRENT SYSTEM.

FEEDERS.

o.	From station to Clergy and Princess	$	217 20	
p.	" " " Alfred and Johnston		931 95	
				$1,149 15

MAINS.

q.	On Albert St., Union to Johnston	$	169 20	
r.	On Frontenac St., Union to Earl		105 45	
s.	On Mack St., Alfred to Frontenac		101 70	
t.	On Pine St., off Division		50 85	

u.	On Rideau St., to Davis Tannery	$ 135 00	
v.	On Alfred St., Princess to Elm	679 90	
w.	On Clergy St., to Barrie and Ordnance	384 00	
x.	On Princess St., Alfred to Regent	128 10	
y.	On Brock St., Alfred and University	55 50	
z.	On University St., Garret and Union	76 80	
aa.	On Johnson St., Alfred to Albert	29 10	
bb.	On Earl St., Alfred to Albert	29 10	
cc.	On Albert St., Union to Alice	114 45	
dd.	Poles	1,380 00	
ee.	Fittings	453 52	
ff.	Labor	642 50	$ 4,535 1
	Total for mains and fedders ontside of power house		$10,179 7

—I—

ARC LIGHTING SYSTEM, OUTSIDE FOR 200 LIGHTS.

a.	Arms, cutouts, Pulleys and lines	$ 2,000 00	
b.	Wire	777 00	
c.	Poles	1,500 00	
d.	Cross arms, insulators and fittings	1,443 00	
e.	200 arc lamps	4,500 00	
			$10,220 0

—J—

	Meters, transformers and services required for one year 100 customers	$ 3,550 00	$3,550 0

—K—

	Engineering and general expense	$ 3,730 58	$3,730 5

SUMMARY.

COMPARISON OF COST OF GAS MADE FROM OIL AND OF GAS MADE FROM COAL.

Actual cost of oil gas per 1000 cubic feet .....50.3 cents.
Estimated cost of coal gas per 1,000 cubic feet....34.8 "

Difference.....15.5 "

Estimated total output per year 30,000.000 cubic feet.
Providing $\frac{2}{3}$ coal gas and $\frac{1}{3}$ oil gas is used.

OUTPUT.

20,000,000 cubic feet coal gas.
10,000,000 cubic feet oil gas.

SAVING ON

20,000,000 cubic feet coal gas at 15.5 cents per 1,000 cubic feet $3,100.00. $3,100 00

ESTIMATED COST MAKING GAS WITH COAL GAS PLANT

MATERIAL AND LABOR ONLY

Out-put of plant 80,000 cubic feet per day.
Cost of coal $4.75 per ton.
Cost of labor $1.75 per day, 12 hour shift.

COST LABOR AND MATERIAL

9 tons coal at $4.75	$ 42 75	
Boiler fuel	1 25	
Labor 4 men at $1.75	7 00	
Purification 2 cents per 1000	1 60	
Depreciation, renewal of retort settings	1 00	
Incidentals and repairs	1 50	
		$55 10

BY-PRODUCTS, SOLD

Coke available for sale 938 lbs. per ton—8442 lbs. at 5.00	21 10	
90 gallons coal tar " 5 cents	4 50	
Ammoniacal Liquor " 18 cents per ton of coal carbonized	1 62	
		$27 22
Net cost for labor and material		$27 88

Output of gas 80,000 cubic feet
Net cost of gas per 1000 cubic feet labor and material only, no allowance for loss in distribution 34.8 cents per 1000 cubic feet

The above cost does not cover loss in mains, taxes, insurance, office expenses, interest on debentures, sinking fund and all indirect charges.

Moved by Ald. Toye, seconded by Ald. Abbott, (5) that the report of the Fire and Light Committee be received and adopted.—Carried.

COURT OF REVISION.

The City Clerk presented Report No. 91, from the Court of Revision, as follows:—

COUNCIL CHAMBER.

KINGSTON, November 14th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Court of Revision beg leave to report and recommend as follows:—

1. That the Statute Labor taxes of Albert Cooper, J. V. Kincaid, and A. O'Driscoll for 1901, of Richard T. Chown for 1902 and 1903, and of H. M. Ansley for 1904 be remitted.

2. That the appeals of the following for remission of dog taxes be granted and the taxes remitted:

Elizabeth B. Boak, Dr. J. W. Campbell, S. R. Bailey, W. G. Strainge, James F. Allen, Louis E. Staples, Margaret O'Neill, Angus M. Orr, James McKenna, Mary Gallagher, John Mozier, John Cunningham, Albert Buckingham, Mrs. Alice O'Gorman, Charles Bostridge, Edward Crellian, William Cook, Samuel Reid, C. A. Macpherson, D. B. Murray, T. N. Sharman, J. A. LeHeup, A. H. Blackeby, Jeannie Gwillim, George H. Smythe, J. H. Hoppes, Mary Behan, H. A. Chadwick, John Gogo, William Drury, Napoleon Newell, C. Long, Francis O'Rourke, Elijah Veale, John Blackley, E. J. Mitchell, and Mrs. Francisco.

3. That $20.00 of the taxes on St. George's Hall be refunded.

4. That the income taxes of the late J. B. McIver, The Rideau Lakes Navigation Company, and The Odd Fellows' Relief Association for 1904 be remitted.

5. That the taxes for 1903 and 1904 on property on Brock Street owned by the Separate School Board and used as a school playground be remitted.

6. That the Local Improvement tax on St. Vincent's Academy be remitted.

7. That an overcharge of $4.00 in the taxes of Robert Eward, caused by an error, be remitted.

8. That the taxes on the dwelling occupied by Colonel Drury from the 1st of May, being the property of the Dominion Government, be remitted.

9. That the taxation of J. J. O'Sullivan and H. Gervais be confirmed.

Respectfully submitted.

(Signed) THOMAS DAWSON, Chairman;
J. S. R. McCANN,
J. R. LAIDLAW.

Moved by Ald. Meek, seconded by Ald. McFarlane, (6) that the report of the Court of Revision be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 92, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, November 21st, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:—

1. Your Committee recommend that double swing doors be placed in the corridor leading from the Treasurer's office to the Market and that the counter in the Treasurer's office be fitted up in accordance with the plan submitted by W. Newlands, Architect; that the Committee be authorized to call for tenders and award contracts for the work; and that the Finance Committee be instructed to provide the necessary funds.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
R. MEEK,
R. H. TOYE,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. Hoag, (7) that the report of the Committee on City Property be received and adopted.—Carried.

BY-LAWS.

RESPECTING THE CITY TREASURER.

Ald. Meek introduced a by-law to amend By-Law No. 448, which was read a first time.

ENFORCEMENT OF BY-LAWS.

Ald. King introduced By-Law No. 58, 1904, as follows:—

A By-Law respecting the enforcement of certain By-Laws of the City of Kingston.

Passed, November 21st, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. Notwithstanding anything to the contrary contained in the By-Laws of said City it shall be the duty of the Chief Constable of the City of Kingston for the time being to be conversant with the provisions of the By-Laws of said City in the schedule hereto annexed and all amendments thereto and to be vigilant in enforcing the provisions of the same and to prosecute for all and every breach of any of the provisions of the same and generally to discharge all the duties in respect of said By-Laws and amendments thereto heretofore imposed upon the City Commissioner.

2. The Chief Constable shall at all times co-operate with the City officials of said City in ensuring the observance of the By-Laws of the said City.

3. This By-Law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.*

[L.S.]

(Signed) L. W. SHANNON, *City Clerk.*

SCHEDULE.

BY-LAW.		TITLE.
No. 449	entitled	"A By-Law respecting Auctioneers."
450	"	"A By-Law respecting Bagatelle Tables, Billiard and Pool Tables, Ball Alleys, Bowling Alleys and Racket or Tennis Courts, and the Licensing of the same."
451	"	"A By-Law respecting Hawkers and Petty Chapmen."
452	"	"A By-Law respecting Junk Stores or Shops."
454	"	"A By-Law respecting Theatres, Circuses, Shows &c."
455	"	"A By-Law respecting Victualling Houses."
456	"	"A By-Law respecting Transient Traders."
457	"	"A By-Law respecting Intelligence Offices."
458	"	"A By-Law to Enact General Clauses respecting Licenses."
460	"	"A By-Law respecting Cruelty to Animals and to Prevent the same.
461	"	"A By-Law respecting Dogs."

462 " "A By-Law respecting Wooden Buildings, Wooden Roughcast Buildings, Wooden Metal Protected Buildings, and Wooden Buildings Veneered with Brick."

464 " "A By-Law respecting the Fire Department and the Suppression of Fires."

466 " "A By-Law respecting Petroleum and other Illuminating Oils and Fluids."

467 " "A By-Law respecting a Powder Magazine and the storing of Gunpowder."

468 " "A By-Law respecting the Sale of Mineral Coal."

469 " "A By-Law respecting the Inspection of Milk and other Natural Products Offered for Sale."

470 " A By-Law respecting Bread."

471 " "A By-Law respecting Nuisances."

473 " "A By-Law respecting the Interment of the Dead."

474 " "A By-Law respecting the Numbering of Houses and Lots."

475 " "A By-Law respecting, Snow, Ice and Dirt."

476 " "A By-Law respecting Cab and Cart Stands, and Stands for Vehicles used for Hire."

478 " "A By-Law respecting Public Parks and Public Squares in the Nature of Parks."

479 " "A By-Law respecting Injuries to Property and Notices."

480 " "A By-Law respecting Telegraph, Telephone and Electric Light Poles and Wires."

481 " "A By-Law respecting Public Morals."

482 " "A By-Law respecting Drunk and Disorderly Persons, Vagrants and Mendicants."

483 " "A By-Law respecting Police."

487 " "A By-Law respecting Streets."

489 " "A By-Law respecting the Impounding of Cattle and other Animals, and Pounds and Pound-Keepers."

490 " "A By-Law respecting the Harbour."

493 " "A By-Law to Encourage the Planting of Trees for Shade and Ornament in Certain of the Public Streets, Highways, Squares, and Public Places of the City of Kingston."

494 " "A By-Law for Licensing and Regulating Milk Vendors within the City of Kingston, and Fixing the Fee to be paid for such License and for other Purposes."

504 " "A By-Law respecting Pawnbrokers and Pawnbrokering."

505 " "A By-Law respecting the Shooting, Firing and Setting Off of Guns, Pistols and other Firearms in the City."

509 " "A By-Law to Regulate the Time after which Children shall not be allowed to be in the Streets of the City if under a Certain Age, or Apparent Age without Proper Guardianship, and to Provide for the Establishment of a 'Curfew Bell.'"

515 " "A By-Law to regulate the Public Parks in Certain Particulars."

The By-Law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Abbott in the chair; and was signed and sealed.

TO APPOINT A CITY ENGINEER.

Ald. Knapp introduced By-Law No. 59, 1904, as follows:—

BY-LAW NO. 59, 1904.

A By-Law to appoint a City Engineer.

Passed, Monday, November 21st, 1904.

Whereas it is expedient to appoint a City Engineer for the City of Kingston, the said office being now vacant.

Be it therefore enacted by the Council of the Corporation of the City of Kingston as follows:—

1. That Hugo B. R. Craig be, and he is hereby appointed to be City Engineer for the Corporation of the City of Kingston from the 1st day of December, A.D. 1904, to hold office during the pleasure of and until removed by the Council;

2. That the salary of the said Engineer shall, besides an office and light and fuel free, be the sum of $1,200.00 per annum, payable in equal monthly instalments on the first day of each month during the time he shall hold such office.

3. That the duties and hours of service of the said Engineer shall be those contained and set forth in "The Consolidated By-Laws of the City of Kingston," or in any amendments thereto passed, or which may be passed, as to and respecting the City Engineer, and also such other duties as may be imposed on or prescribed for such Engineer by the Council from time to time in connection with the Water Works, Light plant or other works of the City.

4. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.*

[L.S.]

(Signed) L. W. SHANNON, *City Clerk.*

The By-Law received its first reading, and, the 31st rule being suspended, its second and third readings, the second being in Committee of the whole, Ald. Toye in the chair; and was signed and sealed.

THE OFFICE OF AUDITOR.

Ald. Meek introduced a by-law respecting the office of auditor, which was read a first time.

O'KILL STREET SEWER.

Ald. King introduced a by-law to authorize the issue of debentures of the Corporation of the City of Kingston to the amount of $2,800.00 for the purposes therein mentioned.

The by-law was read a first time, and, the 31st Rule being suspended, a second time in Committee of the whole, Ald. Carson in the chair.

MOTIONS.

THE STREET RAILWAY SERVICE.

Moved by Ald. Knapp, seconded by Ald. Bassam, (8) that the City Solicitor report at the next meeting of the Council upon the stoppage of the Williamsville car, and upon the reduction of the general railway service, and that this report deal with the legal effect of the present breach of the agreement by the Street Railway Company. —Carried.

MOTION RESCINDED.

Moved by Ald. King, seconded by Ald. Angrove, (9) that the resolution of this Council heretofore adopted, directing the City Engineer to enforce the provisions of By-Law No. 487 in regard to the wire fence on the South and West sides of the property on King Street West, between Albert and Collingwood Streets, be rescinded, and that, in pursuance of the By-Law giving the Chief Constable of the City jurisdiction in the premises, the said Chief Constable be, and is hereby requested to take forthwith all the proceedings necessary to have the said fence removed without delay in accordance with the said By-Law No. 487.—Carried.

Council adjourned at 10.45 p.m.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, December 5th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. King, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

T. McK. Robertson, asking for the remission of the taxes for 1904 on the Kingston Public Library.

W. King, Collector of arrears of taxes, asking that his assistant be paid the same commission on the collection of Statute Labor taxes as is paid for the collection of Statute Labor taxes for 1904.

Eliza Hennessy, asking for remission of taxes for 1903 and 1904 on account of poverty.

Richard Moloney, asking for remission of his Statute Labor tax for 1903.

James Richardson & Sons, claiming remission of taxes for 1904 on the Kingston Art School.

D. M. McIntyre, City Solicitor, reporting upon the breach of their agreement by the Street Railway Company.

Hannah E. Barney, asking for a grant of $35.00 to the Kingston Teachers' Institute.

FINANCE AND COURT OF REVISION.

Ivo L. A. Cobet, asking for a reduction of his assessment, and remission of taxes on account of vacancy.

BOARD OF WORKS.

R. W. Smith, asking that the City bear half the expense of repairing the stone crusher which he has leased from the City.

COURT OF REVISION.

Armstrong McCormick, William Fee, Felix Shaw, Sarah E. Allen and Henry R. Smith, asking remission of taxes on account of vacancy.

POLICE COMMISSIONERS.

Emma Mowat, Secretary of the Poor Relief Society, asking for the use of the Police Court room for the weekly meetings of the Society.

FYLED.

D. M. McIntyre, City Solicitor, reporting upon the procedure to be adopted to place the administration of the Water Works and Light plants in the hands of Commissioners.

F. C. Ireland, City Treasurer, reporting $27,817.37 arrears of taxes collected to date.

O. V. Bartels, Tax Collector, reporting $146,595 taxes for 1904 collected to date, and the balance collectable $10,400.00.

F. C. Ireland, City Treasurer, notifying Council of the adjourned sale of land for taxes.

TO ATTEND THE SALE.

Moved by Ald. Mowat, seconded by Ald. Behan, (2) that the City Commissioner represent the City at the adjourned sale of land for taxes on December 7th, and, in his discretion, to buy in such parcels as are not bid up to the amount of arrears.—Carried.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented Report No. 93, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, December 5th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:—

Board of Works.

Francis Tracy, grates	$ 7 02
The Rathbun Co., cement	13 32
John Corbett, drain pipes, &c	247 24
James Kennedy, broken stone	4 32
R. W. Smith, broken stone	1 75
S. Anglin & Co., lumber	18 46
A. K. Kirkpatrick, balance of salary as City Engineer	150 00
R. H. Fair, sand	29 25
McKelvey & Birch, sundries	24 28
S. Grimshaw, walks and crossings	318 58
Labor Pay List ending Nov. 30th	242 87

Water Works.

Bell Telephone Co., telephone	$ 23 50
J. A. Gardiner, insurance	27 50
D. A. Givens, insurance	1 50
John Laird, painting	65 00

S. Anglin & Co., lumber	8 82
F. Tracy, dressing tools	5 18
British Whig, printing and advertising	28 30
Douglas & McIlquham, repairs to pump house	36 60
Labor Pay List ending Oct. 31st	77 13
Labor Pay List ending Nov. 14th	90 30
Labor Pay List ending Nov. 28th	78 73

Fire and Light.

E. Cochrane, oats	$ 32 20
Imperial Laundry, washing	9 54
T. C. Wilson & Son, horse hire	1 50
James Crawford, brooms	3 30
Crumley Bros., blankets	3 75
J. A. Hawley, repairs	2 60
Bell Telephone Co., gong and keys	20 41
M. Dolan, repairs	13 65
William Drury, coal	95 10
The Rathbun Co., lumber	13 82
Elliott Bros., sundries	19 00
McKelvey & Birch, sundries	21 09

Light Department.

Bell Telephone Co., telephones	$ 46 00
Francis Tracy, dressing tools, &c	2 50
William Allen, lime	70 50
K. & P. Railway Co., carting poles	2 10
Queen City Oil Co., oil	58 80
The McCort Oil Co., gas oil	174 79
G. T. R. Co., freight	71 44
K. P. & C. E. R'y Co., rent of stable yard room	30 00
K. & P. Railway Co., freight	10 32
Freight and duty on carbons	17 77
Dominion Express Co	90
P. G. Wilmot, oats and bran	9 00
Canadian Westinghouse Co., meter	18 00
K. & P. Railway Co., freight	60
Canadian General Electric Co., goods	32 43
The Shedden Co., freight	6 23
Freight and duty on separator	8 95
Queen City Oil Co., oil and grease	58 20
The J. C. McLaren Co., belting, &c	131 09
British Whig, printing and advertising	30 00
Selby & Youlden, repairs	37 36
S. Anglin & Co., lumber	53 51
W. B. Dalton & Sons, hardware	54 79

Balance, Labor Pay List ending Nov. 16th	200 00
Labor Pay List ending Nov. 30th	616 79

City Property.

Francis Tracy, jobbing	$ 25
J. S. Henderson, sundries	1 85
S. Grimshaw, taking down and storing awnings	1 50
William Drury, coal and wood	227 83
W. J. Chapman, balance on contract	491 30
Joseph Jamieson, on account	25 00
J. Nugent & Co., contract	168 00
T. W. Milo, contract	159 92

Printing and Stationery.

R. Uglow & Co., envelopes	$ 1 75

Salaries.

A. E. Smythe, commission on Statute Labor and Dog Taxes	$ 11 61

Contingencies.

Selectors of Jurors	$ 60 00
R. Reeve, removing dead animals from the streets	23 00
J. S. R. McCann, bonding Collectors of Taxes	17 50

Your Committee further recommend:—

1. On the communication of Kirkpatrick, Rogers & Nickle, that the personal taxes of W. G. Ashley for 1895 be written off, in accordance with the resolution passed by the Finance Committee on March 23rd, 1900;

2. On the communication of Macdonnell & Farrell, asking for remission of the taxes for 1904 on the property occupied as a Sailors' Mission, no action;

3. On the communication of Macdonnell & Farrell, claiming exemption from taxation for the Kingston Ladies' College, that the taxes for 1904 on the properties occupied by the College, except local improvement taxes, be written off;

4. On the petition of Rev. Douglas Laing, that the taxes on the lot on Johnson Street on which a building is being erected for a Sunday School and place of worship, be written off;

5. On the communication of W. Dunlop, asking remission of seven months' taxes on personal property, no action;

6. On the communication of Rev. William Moore, Secretary of the Canadian Association for the prevention of Consumption and other forms of tuberculosis, that the petitions asked for be forwarded to the Dominion and Provincial governments;

7. On the communication of J. R. Henderson, that the taxes for 1904 on the property occupied by the First Church of Christ, Scientist, be refunded;

8. On the communication of G. A. Armstrong, asking for the refund of personal taxes for 1903, no action;

9. On the petition of Wormwith & Co., asking for exemption from taxation, that they be advised to take the necessary steps to have the matter referred to the people;

10. On the communication of A. E. Smythe, that his commission for collecting Statute Labor and Dog Taxes be 15 per cent. of the taxes collected;

11. On the communication of W. Fairbairn, Sr., asking that the money paid by him for taxes on one property be applied to the taxes on another, no action;

12. On the communication of L. C. Lockett, asking for a refund of taxes paid in 1901, no action;

13. On the communication of Rev. C. J. Mea, that the taxes for 1903 and 1904 on the property adjoining the Hotel Dieu, now used as a public thoroughfare, be remitted, and that the Council of 1905 be recommended to take early steps to acquire the property for the extension of Sydenham Street from Johnson Street to Brock Street;

14. That the report of the City Solicitor on the convention of the Union of Canadian Municipalities be referred to the Finance Committee of 1905;

15. That Eleanor Macdonnell having paid ten dollars for a kennel license, as provided by statute, her dog taxes above that amount be written off;

16. That, on the recommendation of the Assessor, the dog taxes of the following persons be written off, the dogs assessed having been disposed of before 1904:—

John Gordon, W. P. O'Neil, E. T. Steacy, Annie E. McKay, Narcisse Boyer, Frank Jones, John J. Hughes, Alexander Smith, C. B. S. Harvey and G. Gibson;

17. That the following persons having produced certificates of military service or satisfied the Assessor that they were otherwise exempt, their Statute Labor taxes be written off:—

For 1901—Thomas Dine, R. D. Sutherland, George F. Dalton, S. Horne, Henry Carr, B. D. Murray, A. J. Murray, George Williamson, Charles W. Busch, Eugene Sleeth, Charles Walker, John Galloway, A. T. Drysdale, H. J. Guy, John Hynds, Francis E. Swain, R. B. Davidson, Fred N. Graves, Stanley K. Fraser, John H. Jarvis, A. B. McAuley, G. E. Pratchett, Francis H. Hamilton and Edward Roach;

For 1902—Thomas Dine, Francis Begin, D. J. Dowsley, S. Horne, Charles McCullough, Eugene Sleeth, Martin Fanning, W. A. Stroud, George Williamson, Charles W. Busch, J. B. Holland, B. Tierney, Thomas F. Keats, J. M. Milne, E. J. Gormley, H J. Guy,

Francis E. Swain, John C. Hamer, F. K. Ludlow, J. J. Marsh, R. B. Davidson, S. K. Fraser, W. H. Friendship, J. L. Hynds, Arthur Routley, Jacob Zeigler, A. B. McAuley, G. E. Pratchett, J. E. B. Galloway, and C. A. Bunt;

For 1903—S. Porter, F. Begin, W. J. Coyle, D. J. Dowsley, G. F. Dalton, G. Williamson, C. W. Busch, W. A. Stroud, A. J. Murray, Eugene Sleeth, R. J. Tait, E. J. Gormley, E. O'Neil, A. E. Mahood, B. Redden, C. McCullough, B. J. Tierney, F. Reid, James Wilson, R. Lewers, Jr., S. K. Fraser, W. McNamee, Jr., F. K. Ludlow, J. C. Hamer, J. L. Hynds, W. H. Friendship, F. H. Hamilton, J. E. B. Galloway, G. E. Pratchett, A. B. McAuley, F. W. Partridge, A. E. Partridge, and Edward Roach;

For 1904—R. D. Sutherland, H. Coyle, W. Coyle, H. J. Williamson, T. C. Dine, H. Little, D. J. Dowsley, W. H. Craig, A. J. Stuart, W. Hall, J. S. Leeman, G. Jenkins, E. Summerby, G. Foubister, G. Williamson, M. J. Fannon, F. Jarvis, J. Bird, H. Carr, H. Seaton, W. A. Stroud, H. Spence, James Tweddell, E. Sleeth, W. Parle, F. Parle, G. Irvine, A. Routley, C. Reid, C. McCullough, B. J. Tierney, A. E. Mahood, W. E. Blake, G. L. Beaupre, J. McDonald, G. Francis, T. J. Crowe, E. H. Hughson, W. Bermingham, R. Lewers, J. Hynds, S. Conley, W. H. Friendship, R. J. Noyes, F. K. Ludlow, F. C. Keller, W. A. Spriggs, W. E. Roberts, E. Roach, F. H. Hamilton, J. E. B. Galloway, G. Birch, F. Birch, W. Y. Mills, A. Partridge, F. Partridge, A. E. Young, S. E. Pratchett and W. Grant;

18. Your Committee has been in communication with the Bell Telephone Company, the Canadian Telephone and Telegraph Company, and the Canadian Machine Telephone Company with a view to obtaining a more efficient and less expensive telephone service for the citizens. They find that the Canadian Telephone and Telegraph Company has not yet established a service in Canada, while the Canadian Machine Telephone Company is just about completing its first service in Peterborough. After considerable correspondence, the Bell Telephone Company offered to erect a new building, to instal metallic lines with the most approved instruments, to pay the City $700.00 a year and allow the City the free use of their poles for fire alarm wires for the renewal of their exclusive franchise for the use of the streets for telephone purposes for five years, the terms to subscribers within the City limits to be the same as at present for the Blake equipment, for separate metallic lines and long distance equipment, $30.00 per annum for business premises and $25.00 for residences; for two party lines for residences, $18.00 each; for over two and not more than four, $15.00 each; the Company, immediately after the agreement has been confirmed, to proceed with the erection of a suitable building and the manufacture of such equipment as they may deem best in order to give efficient service.

Your Committee recommend that the offer of the Bell Telephone Company, dated August 3rd, 1904, be accepted on condition that the agreement and exclusive franchise be for five years from the 30th of June, 1904, and that the Company furnish telephones for the use of the City at $20.00 per annum.

19. On the communication of Alexander Tyo, that his personal taxes for 1904 be reduced to $30.00.

20. That the taxes on properties owned or occupied by the City be written off.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
J. J. BEHAN,
R. H. TOYE,
J. McDONALD MOWAT,
R. E. KENT.

Moved by Ald. Behan, seconded by Ald. Mowat, (3) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented Report No. 94, from the Committee on Water Works, as follows:—

COMMITTEE ROOM,
KINGSTON, December 2nd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:—

1. Mr. Youlden, of the Kingston Foundry, asked for an upset price upon the Blake engine, purchased from the Water Works Company when the plant was taken over by the City and out of commission for several years. The Committee, realizing that several attempts had been made to sell the engine without success, recommend that the upset price be $800, and that Mr. Youlden be notified acordingly.

2. Dr. Tucker, of the Williamsville Methodist Church, asked the department to relieve him of the cost of putting in a sewer pipe on Mack Street, in addition to the cost of a water service, from the house recently purchased by him. The Committee decided that it could not depart from the rule which governed in such cases, and that Dr. Tucker be notified to this effect.

3. The Chairman reported that the department had been asked to supply water for a skating rink which it was the intention of some young men to establish in Pine Street, near to Cherry Street. The Committee recommended that water be supplied for private rinks at tariff rates, but only on condition that proper connection be made

with the water service, and that some competent person be employed to look after the hydrants, and so avoid their freezing up.

4. The department ordered that such furniture be transferred to the Treasury department from the Water department as the consolidation of the offices suggested, and that the new cabinet for blanks, if taken, be replaced by a smaller one at the City's expense.

5. A. Rochefort, the purchaser of a lot from the Water department some years ago for $550, asked, on account of illness and inability to pay further, to be relieved of his contract. The amount still due by him, including interest to the 26th of October, 1904, is $336.08. The Committee recommend that he be relieved of the contract, that the lot be offered for sale, and that if it sold for a larger sum than that now due by Rochefort, he be given the benefit of it, by a refund of such as may be in excess of his indebtedness.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
H. ANGROVE,
R. H. TOYE,
R. N. F. McFARLANE,
J. McD. MOWAT.

Moved by Ald. Meek, seconded by Ald. McFarlane, (4) that the report of the Water Works Committee be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 95, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM,
KINGSTON, December 2nd, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:—

1. That the tender of S. Anglin & Co., for the lumber required by the Light Department, for $61.59, be accepted, theirs being the lowest.

2. That Fireman Cockade be advanced one grade, to take effect from October 12th, 1904, having qualified for the advancement.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. McD. MOWAT,
W. W. SANDS,
R. H. ABBOTT.

Moved by Ald. Toye, seconded by Ald. Mowat, (5) that the report of the Fire and Light Committee be received and adopted.—Carried.

CITY PROPERTY AND MARKETS.

Ald. McFarlane presented Report No. 96, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, November 30th, 1904.

To the Mayor and Council of the City of Kingston:

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:—

1. That four new windows be placed in the premises of the Bank of British North America similar to the windows in the Treasurer's office at a cost not to exceed $20.00.

2. That the contract for constructing the doors between the Treasurer's office and the corridor leading to the Market, and the drawers and shelving under the counter in the Treasurer's office, has been awarded to W. J. Chapman at a cost of $147.00, his being the lowest tender.

3. On the communication of Miss H. Fraser, that the Aberdeen Association be allowed the use of the room adjoining the room occupied by the Children's Aid Society.

4. On the communication of Rev. W. B. Carey, that the rent of the City Hall, used by the House of Bishops of the Church of England in Canada in April last, be remitted on payment of the charges for light and attendance.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
JAMES MALLEN,
GEO. SEARS,
FRANK J. HOAG,
W. G. STRAINGE,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. Mallen, (6) that the report of the Committee on City Property be received and adopted.—Carried.

BY-LAWS.

RESPECTING THE CITY TREASURER.

Ald. Meek presented for its second reading By-Law No. 60, 1904, and Council went into Committee of the Whole on the second reading of the By-law, clause by clause, Ald. McFarlane in the chair.

The Committee rose and the chairman reported the second reading of the By-law, clause.

Ald. Meek moved the suspension of the 31st Rule, and the By-law, as follows, was read a third time, signed and sealed:

BY-LAW No. 60, 1904.

A By-Law to amend By-law No. 448.

Passed December 5th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. By-law No. 448 is hereby amended by striking out clauses 8 to 21 thereof both inclusive and substituting the following in lieu thereof:

8. There shall be a City Treasurer who shall hold office during the pleasure of the Council and who shall be removable only for cause.

9. The Treasurer shall be the head of the Financial Department of the Corporation and shall have control over all officers employed in his office subject to the authority of the City Council and the Committee on Finance and Accounts of the City Council.

10. It shall be the duty of the City Treasurer in addition to the duties prescribed by law:

1. To provide the security required by the City Council which shall be by bond in some guarantee company to be approved by the Council—the annual premiums to be paid by the Corporation;

2. To ascertain that each clerk employed in the Financial Department who shall receive or disburse or be charged with the custody of any of the moneys of the Corporation shall provide such security as may be required by the City Council, which security shall be by bond in some guarantee company to be approved by the Council—the annual premiums thereon to be paid by the Corporation;

3. To procure a book or books in which shall be daily entered a statement of the moneys received by the Treasurer at the hands of the Collector of Taxes and of each of the

receiving clerks in the Treasurer's office, which daily statement shall be signed each day by the Treasurer;

4. To attend at his office in the City Buildings on all lawful days from nine o'clock a.m. till four o'clock p.m., and to attend on all such meetings of the City Council and of any Committee of the Council as he may be requested to attend by the Mayor or the Chairman of such Committee;

5. To keep, or cause to be kept, according to the most approved system of book-keeping, such books of account as may be necessary to show distinctly and continuously from day to day the receipts and disbursements, and all other reckonings and accountings of what nature or kind soever, connected with the monetary transactions of the Corporation;

6. To use all diligence in enforcing the prompt collection of all rates, water rates, light rates, taxes, interest, rentals, or other moneys due to the Corporation, and, where necessary, to enforce payment of the same by a prompt recourse to legal process;

7. To deposit, or cause to be deposited daily with the bankers of the Corporation, all moneys of the Corporation in his hands in excess of the sum of $100, not required for immediate current disbursements and to compare and adjust monthly, or oftener if necessary, the accounts current of the bankers;

8. To be guided in the payments and disbursements of his office by the By-laws, rules and regulations of the Corporation with regard to the passing and verification of accounts by the several Committees, or by statutory or other authority and by the appropriations made for their liquidation advising with the Committee on Finance and Accounts or the Council when such appropriations are exhausted;

9. To prepare and sign all cheques for moneys to be paid on account of the Corporation and to procure the same to be countersigned by the Mayor or acting Mayor;

10. To examine and audit the claims of all persons against the Corporation and to liquidate the same in all cases where authorized to do so;

11. To examine, adjust and receive payment of the accounts of all persons indebted to the Corporation but subject to the authorization of the City Council in all cases of difference;

12. To pay out no moneys of the Corporation unless as authorized and directed by the City Council upon a certificate signed by the City Clerk in that behalf except all fixed salaries and debentures and loans and interest on debentures and loans as the same become due and payable;

13. To procure and retain proper vouchers for all payments and disbursements made by him;

14. To generally superintend the transactions of his department, and duly compare, check, and verify the entries of receipts and disbursements with the accounts and vouchers of the same, and with the books of the office;

15. To attend the auditors during the audit of the city books and accounts of the City and to furnish the auditors with all books, vouchers, papers, documents and other information in his possession or custody, required by them during their audit;

16. To keep safely all deeds, conveyances, leases, mortgages, bonds, notes, agreements, securities for money belonging to the said Corporation and all other instruments relating to the real and personal property of the Corporation;

17. To keep a register of all documents of the Corporation left in his custody and keeping, with the dates of the same respectively;

18. To prepare or cause to be prepared on or about the fifteenth day of March in each year, a statement of the finances of said Corporation—such statement to be clear and concise and in a form suitable for publication and to be examined and certified a correct statement by the Auditor;

19. To perform such other duties as may be assigned to him by the Council;

2. This By-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, Mayor;

[L.S.]

(Signed) L. W. SHANNON, City Clerk.

DAVIS' TANNERY EXEMPTION.

Ald. Behan introduced By-law No. 61, 1904, as follows:

BY-LAW NO. 61, 1904.

A By-law to extend to 31st December, 1904, the operation of two certain By-laws, partially exempting Joseph Carrington's Tannery and to make the same applicable to the said Tannery as now owned and occupied by Messrs. Davis & Sons.

Passed, December 5th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston by a two-thirds vote of the members thereof as follows:

1. The operation of the By-law passed 29th October, 1894, entitled "A By-law to partially exempt Joseph Carrington's Tannery from the payment of municipal taxes, except local improvement rates and school taxes or rates for a period of ten years from the first day of January, 1894," and of the By-law No. 704 (1898) entitled "A By-law to extend and define the application of a By-law entitled "A By-law to partially exempt Joseph Carrington's Tannery from the payment of municipal taxes except local improvement rates and school taxes or rates for a period of ten years from the first day of January, 1894," is hereby extended to 31st December, 1904, and the said By-laws shall apply to the said Tannery as defined in said By-laws, now owned and occupied by Messrs. Davis & Sons.

2. This By-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.*

[L.S.]

(Signed) L. W. SHANNON, *City Clerk.*

The By-law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Kent in the chair; and was adopted on the following division, signed and sealed:—

Yeas:—Mayor Bell, Ald. Abbott, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.—18.

Nays:—0.

THE OFFICE OF AUDITOR.

Ald. Meek presented for its second reading a by-law respecting the office of auditor, and Council went into Committee of the Whole on the second reading of the By-law, clause by clause, Ald. Mowat in the chair.

The Committee rose and the chairman reported the second reading of the By-law, clause by clause.

Ald. Meek moved the suspension of the 31st Rule and the third reading of the By-law.—Lost on the following division:—

Yeas:—Ald. Abbott, Bassam, Behan, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge and Toye.—11.

Nays:—Mayor Bell, Ald. Angrove, Hoag, King, Mallen, McFarlane, Rigney, Sears.—8.

THE KINGSTON FOUNDRY EXEMPTION.

Ald. Behan introduced By-law No. 62, 1904, as follows:—

BY-LAW NO. 62, 1904.

A By-law to extend to 31st December, 1904, the operation of of By-law No. 13, 1902, partially exempting from municipal taxation the Foundry of Messrs. Selby & Youlden.

Passed, December 5th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston by a two-thirds vote of the members thereof as follows:

1. The operation of By-law No. 13, 1902, entitled "A By-law to partially exempt from the payment of municipal taxes the Foundry of Messrs. Selby & Youlden in the City of Kingston, commonly known as "The Kingston Foundry," is hereby extended to 31st December, 1904."

2. This By-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor;*

[L.S.]

(Signed) L. W. SHANNON, *City Clerk.*

The By-law received its first reading, and, the 31st Rule being suspended, its second and third readings, the second being in Committee of the Whole, Ald. Meek in the chair; and was passed on the following division, signed and sealed:—

Yeas:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.—19.

Nays:—0.

MOTIONS.

REFERRED TO THE ELECTORS.

Moved by Ald. Behan, seconded by Ald. Mowat, (7) that the question of the management of the Water Works and Light, Heat and Power plants by a commission shall be submitted to the people at the coming municipal elections, and that the vote shall be Yea or Nay.—Carried.

TRANSFER OF A CLERK.

Moved by Ald. Meek, seconded by Ald. Sands, (8) that W. A. Newlands be transferred from the Water department to the Treasury department, and be subject to the provisions of By-law No. 60, 1904, passed this date.—Carried.

Council adjourned at 10.45 p.m.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, December 9th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Carson, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

Walkem & Walkem, applying for a refund of taxes from April 1st, 1904, on part of the G.N.W. Telegraph Company's building occupied by the Government Hull Inspector.

George Downey, appealing for a refund of a dog tax paid in November, 1903.

John J. Hughes, asking that his school taxes for 1904 be applied to the Public schools.

Jacob Barrigan, appealing against Statute Labor tax for 1903.

FIRE AND LIGHT.

Whaley Automatic Smoke Preventer and Fuel Saver, Limited, asking for information.

COURT OF REVISION.

W. J. Crothers, M. Conroy, and G. Auchinvole, applying for remission of taxes on account of vacancy.

FILED.

Kirkpatrick, Rogers & Nickle, stating that a meeting of the Street Railway Company would be called at once to consider the Mayor's request for a conference.

W. J. C. Harvey, applying for the position of Auditor.

BY-LAWS.

THE OFFICE OF AUDITOR.

Ald. Meek presented for its third reading By-law No. 63, 1904, as follows:—

BY-LAW No. 63, 1904.

A BY-LAW RESPECTING THE OFFICE OF AUDITOR.

Passed.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:

1. There shall be an auditor who shall hold office during the pleasure of the Council.

2. He shall audit all the books and accounts in the City Departments, including those of the City Clerk, City Treasurer, Collector, City Commissioner, the Police Department, the Electric Light, Gas and Water Departments, the Board of Education and the House of Industry.

3. He shall examine all accounts for work done and for materials, goods, wares or merchandise furnished to the Corporation and shall ascertain that the same have been checked over and certified by the Superior Officer or head of the Department under whose Superintendence the work was done or the materials, goods, wares or merchandise furnished and such certificates shall refer in some distinct manner to the By-law or Resolution of the Council by which the expenditure was authorized.

4. He shall ascertain that all accounts after being checked over and certified as aforesaid have deen referred to the City Treasurer for examination by him and entry in the Treasurer's appropriation book and that the Treasurer has initialed each account for which there is a sufficient appropriation to meet the expenditure involved and in case there is no sufficient appropriation that the Treasurer has so certified on the back of the account.

5. The auditor after assuring himself that an account has been properly incurred, checked over and certified as hereinbefore provided and that there is a sufficient appropriation to meet it, shall countersign it and deliver it to the Clerk for submission to the Finance Committee and Council.

6. All accounts which have been passed by Council for payment as certified by the City Clerk shall be examined and checked over and certified by the auditor for payment by the Treasurer.

7. He shall examine all cheques signed by the Treasurer in payment of City accounts and satisfy himself that the same have been duly authorized.

8. In the case of any account which shall not have been certified and authenticated as herein provided, or in respect of which there shall be no sufficient appropriation, or in respect of which there shall be any circumstance calling for observation, the auditor shall forthwith report thereon in writing and shall deliver such account with his report thereonto the City Clerk for submission to the Finance Committe and City Council.

9. The auditor shall also take the necessary steps to verify the pay lists of the several departments before they are ordered to be paid.

10. He shall audit the receipts and expenditures in the City Treasurer's office and shall make a monthly audit of the bank and cash balances and shall certify to the correctness of the same.

11. He shall make up monthly for submission to the Finance Committee a statement of receipts and expenditures and a statement showing the position of the various accounts and the balances unexpended to the credit of the several standing committees on account of appropriations for the current year.

12. In addition to performing the duties herein defined and any duties imposed by statute and such other duties as the Council may direct, the auditor shall on or before the 1st. day of February in each year complete and present to the City Council a financial statement of the City's transactions for the preceding year with any observations which he deems proper to make as to the methods prevailing in the Financial Department for the collecting and disbursing of City moneys, the keeping of records of the same and the auditing and passing of accounts.

13. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, Mayor;

[L.S.]

(Signed) L. W. SHANNON, City Clerk.

Moved by Ald. Meek, seconded by Ald. Kent, (1) that the by-law be read a third time, signed by the Mayor, and sealed.—Carried on the following division :—

Yeas :—Ald. Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat, Strainge and Toye.—10.

Nays :—Mayor Bell, Ald. Angrove, Hoag, King, Mallen, McFarlane, Rigney and Sears.—8.

TO APPOINT AN AUDITOR.

Ald. Behan introduced a by-law to appoint an Auditor, which was read a first time, on the following division:

Yeas :—Ald. Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge and Toye.—11.

Nays :—Mayor Bell, Ald. Angrove, Hoag, King, Mallen, McFarlane, Rigney and Sears.—8.

Ald. Behan moved that the 31st Rule be suspended, and that Council go into Committee of the Whole on the second reading of the by-law, clause by clause.—Lost on the following division :—

Yeas :—Ald. Bassam, Behan, Carson, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge and Toye.—11.

Nays :—Mayor Bell, Ald. Angrove, Hoag, King, Mallen, McFarlane, Rigney and Sears.—8.

MOTIONS.

TO APPOINT W. H. MILLER AUDITOR.

Moved by Ald. Mowat, seconded by Ald. Kent, (2) that William H. Miller be appointed City Auditor under the terms of By-law No. 63, 1904, at a salary of $700 per annum.

Moved, in amendment, by Ald. King, seconded by Ald. Sears, that James F. Lesslie be appointed City Auditor at a salary of $700.

The amendment was lost, and the motion carried.

TO ABOLISH MARKET TOLLS.

Ald. Mowat gave notice that he would move, at the next meeting of Council, "that this Council declares that it is in favour of abolishing the City Market tolls in the event of the County of Frontenac abolishing tolls on all roads within that Municipality."

REQUISITION.

Ald. Mowat presented a requisition from twelve aldermen asking His Worship the Mayor to call a special meeting of the Council for Friday evening, December 16th, and the Council adjourned at 8.40 p.m.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, December 16th, 1904.

A special meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Bassam, Behan, Couper, Kent, Knapp, Meek, Strainge and Toye.

The meeting adjourned for want of a quorum.

City Clerk.

COUNCIL CHAMBER.

KINGSTON, December 19th, 1904.

A regular meeting of Council was held in the Council Chamber at 8 p.m. to-day. Present: Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Cowper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sands, Sears, Strainge and Toye.

ADOPTION OF MINUTES.

Moved by Ald. Behan, seconded by Ald. King, (1) that the minutes be adopted as printed.—Carried.

COMMUNICATIONS.

Communications, as summarized by the Clerk, were read and referred as follows:—

FINANCE AND ACCOUNTS.

W. Dunlop, asking for a reconsideration of his petition for remission of taxes on personal property.

Mary Ann McGlade, asking for a refund of a portion of her taxes and interest charges.

J. Bawden, Secretary of the K. P. & C. Electric Railway Co., stating that the directors of the Company were desirous of conferring with the Committee of the Council to which the matter had been referred on the subject of the cost of power for the Street Railway Company.

CITY PROPERTY.

J. Taylor, Manager of the Bank of British North America, asking the City to pay for the plumbing in connection with the lighting of the office necessitated by the reconstruction of the vault.

COURT OF REVISION.

C. Donoghue, Kirkpatrick, Rogers & Nickle, E. H. Fowler, Smythe, King & Smythe, Kingston Real Estate Company, J. S. R. McCann, James Richardson & Sons, A. B. Cunningham, and R. McLeod, applying for remission of taxes on account of vacancy.

FYLED.

Walter Collins, appealing against Statute Labor taxes.

W. Arniel, and Thomas Rice, appealing against dog taxes.

D. M. McIntyre, reporting further on the Street Railway Company's breach of its agreement with the City.

D. M. McIntyre, City Solicitor, asking to be paid the sum of $866.47, costs taxed against the Light, Heat & Power Company and retained by the City Treasurer out of the money paid over to the Company for the transfer of the works.

D. M. McIntyre, City Solicitor, enclosing a copy of the proposed agreement with the Bell Telephone Company and drawing attention to some of the provisions contained therein.

John Macdonald, Secretary of the Board of Education, announcing the resignation of H. W. Richardson, Trustee for Victoria Ward, and its acceptance by the Board.

J. M. Campbell, reporting that he is investigating the cost of heating the City Buildings with the exhaust steam from the light works.

J. S. R. McCann, resigning his position as member of the Court of Revision.

O. V. Bartels, Collector of Taxes, reporting $148,400, taxes for 1904, collected, leaving a balance of $7,800 collectible, and asking that the time for returning the rolls be extended one month.

F. C. Ireland, City Treasurer, reporting $28,796.27, arrears of taxes, collected to date, and the balance outstanding about $5,800.

RESIGNATION ACCEPTED.

Moved by Ald. King, seconded by Ald. Angrove, (2) that the resignation of Mr. J. S. R. McCann from the Court of Revision be accepted.—Carried.

TIME EXTENDED.

Moved by Ald. Behan, seconded by Ald. McFarlane, (3) that the time for the return of the rolls of the Collector of Taxes be extended one month.—Carried.

ACCOUNT PASSED.

Moved by Ald. Rigney, seconded by Ald. Hoag, (4) that the account of the City Solicitor in connection with the appeal of the Kingston Light, Heat & Power Co., to the Privy Council be paid.—Carried.

PETITIONS.

Ald. Meek presented the petition of James Turner for compensation for injuries received while going to a fire.

Moved by Ald. Meek, seconded by Ald. Mowat, (5) that the Turner petition be referred to the Fire and Light Committee with power to act and with the understanding that it may reimburse him for the loss of his wages and doctor's bill.—Carried.

REPORTS.

FINANCE AND ACCOUNTS.

Ald. Behan presented Report No. 97, from the Committee on Finance and Accounts, as follows:—

MAYOR'S OFFICE,
KINGSTON, December 16th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Committee on Finance and Accounts beg to report that they have examined and recommend the payment of the following accounts:—

Board of Works.

Municipal Engineering Co., subscription	$ 2 00
John Wehman, curbing	4 55
R. W. Smith, broken stone	1 75
D. J. Garbutt, keys	60
Wm. Cockburn, sundries	3 90
Water Works Dept., repairs to stand-pipes	12 00
John Angrove, repairs	55
Shales & Taugher, repairs	13 15
Labor Pay List, ending Dec. 14th, 1904	95 71
W. B. Dalton & Sons, hardware	34 15

Water Works Department.

G. A. Wright, repairs	$ 3 10
Thos. McAuley, water register	12 00
Power, subscription, year 1905	1 50
Selby & Youlden, repairs, &c	4 85
T. C. Wilson & Son, horse hire	42 00
The Canadian Freeman, advertising	3 70
The News and Times, advertising	9 20
Smith Bros., repairing clock	75
The Queen City Oil Co., Am. Headlight oil	4 90
W. B. Dalton & Sons, hardware	3 46
W. Gilmour, waggon repairs	2 75
S. J. Horsey, repairing roof, &c	44 50
Elliott Bros., fittings, oil, &c	109 07
Labor Pay List, ending Dec. 12th, 1904	89 48
Water rate refunds for year 1904	25 41

Fire and Light.

James Laturney, repairs	9 50
R. E. Wilson, horse hire	8 00
A. Strachan, sundries	4 72
F. G. Lockett, rubber boots	4 00

O. A. Nuttall & Purdy, sundries	2 40
The Bell Telephone Co., sundries	2 64
Canadaian Express Co	55
Breck & Halliday, sundries	70
Selby & Youlden, repairs	3 05
John F. McDermott, repairs	30 25
Henry Wade, sundries	47 66
D. Hutchison, feed	35 51
Shales & Taugher, horse shoeing	4 50
Peter Lowry, horse shoeing	8 13
Silas Grimshaw, new doors for No. 2 Station	113 50
Water Works Dept., altering hydrants	212 88

Light Department.

Dominion Express Co., freight	$ 1 00
Canadian Express Co., freight	60
National Carbon Co., carbons	300 00
The Diamond Glass Co., electric globes	50 00
Queen City Oil Co., valve oil	18 00
The Canada Metal Co., solder	32 00
Water Works Dept., air pump and condenser	100 00
The Canadian Freeman, advertising	1 50
News & Times, advertising	5 55
Eugene F. Phillips Electric Works, wire	25 60
G. A. Wright, repairs	35 56
The R. E. T. Pringle & Co., cross arms	31 20
Freight and duty	147 35
Canadian Meter Co., Ltd., meters	156 60
S. Anglin & Co., lumber	34 78
The Packard Electric Co., lamps and wire	383 85
Breck & Halliday, sundries	9 64
The Garlock Packing & Co., rings	43 19
The Canadian General Electric Co., pins and repairs	11 84
Joseph Dixon Crucible Co., graphite paint	59 67
Salaries for November	400 00
Hoppes Mfg. Co., vertical separator	30 00
The Direct Separator Co., horizontal separator	25 00
The Gananoque Electric Light and Water Supply Co., rent of dynamos	34 35
McKelvey & Birch, sundries	178 84
Wm. Cockburn, repairing	84 55
Labor Pay List, ending Dec. 14th, 1904	552 26

City Property.

Canadian Express Co., freight	$ 30
Smith Bros., care of clock and repairs	40 75

Thomas W. Milo, painting and glazing	6 50
The Office Specialty Manufacturing Co., perforator	1 20
Breck & Halliday, sundries	1 70
William Drury, coal	82 42
T. F. Harrison & Co., mats	4 00
S. J. Horsey, sundries	21 10
McKelvey & Birch, sundries	18 94
Simmons Bros., sundries	14 44
Thomas W. Milo, contract	103 00
McKelvey & Birch, contract	258 25
William Newlands, contract	99 78
Wm. McCartney, contract	511 10
W. J. Chapman, contract	245 98
Joseph Jamieson, contract	37 20

Parks.

Richardson & Olsen, repairs	2 55
O. G. Johnson, French lillies	9 00
Silas Grimshaw, repairs	4 65

Printing.

British Whig Publishing Co., printing and advertising	180 45
News & Times, advertising	54 15
Canadian Freeman, advertising	37 00
Ontario Gazette, advertising	8 00

Police Department.

W. Baillie, sundry accounts	$ 11 70
C. Livingston & Bro., clothing	21 50
John Angrove, repairs	10 00

Insurance.

Premiums	$ 963 94

Interest.

Public School Board, trust fund, $1,500 at 4 p.c.	$ 60 00

Salaries.

O. V. Bartels, clerical assistance as per budget	$ 200 00
A. E. Smythe, commissions	19 81

Contingencies.

A. McCallum, rent of nuisance grounds	225 00
W. Newlands, report and estimate of heating city buildings	8 00
S. A. Hentig, postage stamps	5 00
R. J. Reid, pauper burials and ambulance	34 00

Your Committee recommend:—

1. On the communication of John J. Hughes, that his school taxes for 1904 be paid to the Public School Board.

2. On the communication of James Richardson & Sons, that, as the Kingston School of Art has not been in existence for over a year, the taxes on the property assessed to them for 1904, be not remitted.

3. On the communication of Lawrence O'Brien, that, evidence having been produced that he had paid his taxes for 1902, the sum of $10 standing against him on the Collector's Roll for that year be written off.

4. On the communication of Eliza Hennessy, that her taxes for 1903 and 1904 be written off on the ground of poverty.

5. On the communication of W. King, Collector of arrears of taxes, that his assistant be paid a commission of 15 per cent. on the arrears of Statute Labor taxes collected.

6. On the communication of Walkem & Walkem, that $7.50 be refunded to Mrs. Kirkpatrick for taxes paid on the office of the Government Hull Inspector from April 1st, 1904.

7. On the communication of T. McK. Robertson, that the taxes for 1904 on the Kingston Public Library be written off.

8. On the communication of Hannah E. Barney, that the usuel grant of $25.00 be paid to the Kingston Teachers' Institute.

9. On the communication of Ivo L. A. Cobet, asking for reduction of his taxes, no action.

10. In view of the lateness of the season, that the adjustment of the salaries of the City officials be referred to the Finance Committee of next year's Council.

11. That the Statute Labor taxes of Walter Collins and John H. Grant for 1902, of Jacob Barrigan and Richard Moloney for 1903, and of C. D. Staley for 1904, and the dog taxes of W. Arniel, Geo. Downey and Armstrong McCormick for 1904 be written off.

Respectfully submitted.

(Signed) J. H. BELL, Mayor and Chairman;
J. McDONALD MOWAT,
J. J. BEHAN,
R. E. KENT,
R. MEEK,
R. H. TOYE.

Moved by Ald. Behan, seconded by Ald. Mowat, (6) that the report of the Committee on Finance and Accounts be received and adopted.—Carried.

BOARD OF WORKS.

Ald. Knapp presented Report No. 98, from the Board of Works, as follows:—

COMMITTEE ROOM,
KINGSTON, December 15th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Board of Works beg leave to report and recommend as follows:—

1. That the City Engineer request the merchants to avoid throwing snow into the gutters as much as possible and that the main walks be sanded frequently to prevent accidents, as far as possible.

2. That R. J. McClelland be granted an increase in salary of $100.00 per annum from 1st January, 1905.

3. That the Engineer's telephone be transferred from Mr. Kirkpatrick's residence to Mr. Craig's residence.

Respectfully submitted.

(Signed) JAMES F. KNAPP, Chairman;
WILLIAM G. STRAINGE,
D. COUPER,
W. E. BASSAM,
GEO. SEARS,
J. J. BEHAN.

Moved by Ald. Knapp, seconded by Ald. Couper, (?) that the report of the Board of Works be received and adopted.—Carried.

WATER WORKS.

Ald. Meek presented Report No. 99, from the Committee on Water Works, as follows:—

COMMITTEE ROOM,
KINGSTON, December 13th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Committee on Water Works beg leave to report and recommend as follows:—

1. That the offer of the Electric Light department, for the purchase of an air-pump tried by it, and belonging to the Water department, at $100, be accepted.

2. That the City Council remit the two years' taxes due on the Rochefort lot, abandoned, with what has been paid upon it, by the purchaser, and now subject to sale for what can be realized upon it.

3. That the iron safe, accountant's chairs, etc., not now required by the Water department, be transferred to the Treasurer's department, and the wooden arm-chairs, to the General Committee room. That such other goods as the Water department does not require, and which are not servicable in the City Hall, be sold to the best advantage.

4. That the Committee submit herewith a statement of the year's transactions, with the hope and expectation that it will be satisfactory to the Council and citizens:

Statement of Estimated Revenue and Expenditure for the year 1904:—

Revenue.

Water Rates	$ 34,336 52
Fittings, profit	44 86
Interest	323 89
Sewer Rent	25 85
Contingencies, rent of air-pump	8 00
Wharf Rent	125 00
	$ 34,864 12

Expenditure.

Fuel Acct.—Cost of coal consumed	$ 4,332 80
Lubricating Acct.—Cost of oils and grease	127 34
Working Acct.—Wages of firemen, engine room supplies, &c	2,022 61
Maintenance Acct.—Cost of maintaining and repairing mains, services, &c	759 64
Expense Acct.—Cost of horse hire, telephones, insurance, office rent, &c	458 84
Printing and Stationery Acct.—Cost of printing, advertising and stationery	131 89
Salaries Acct.—Amount of salaries of Water Works officials, auditors, and portion of salaries of City officials	4,295 00
Depreciation or Rest Acct.—Amount to be charged Rev. and Expen. on account of wear and tear per W.W. Report adopted by Council Dec. 21st, 1903	2,000 00
	$ 14,128 12

The estimated revenue shows an increase of $1,271 over 1903, while the estimated working expenses are about $1,640 more. The increase in working expenses is due to charge of $2,000 for wear and tear, while the fuel account is about $400 more than last year, the cost of maintenance of mains, services, &c., has been about $700 less, there being no bad breaks in mains or suction pipe to repair. The

total of coal consumed was 1,086 tons, or a daily average of 2 tons and 1,950 lbs. For each pound of coal burned there were pumped 318 gals. of water or 3.27 lbs. per water horse-power, and 3.04 lbs. per indicated horse-power. Water evaporated per lb. of coal 8¼ lbs., estimated when running. The total number of gallons pumped during the year was 692,059,829, or a daily average of 1,885,409 gals. The total number of hours pumping was 57,762, or a daily average of 15 hours and 47 minutes.

Expenditure on Capital Account.

Services Acct	$ 684 54	
Albert St. Main	240 43	
Victoria St. Main	98 54	
Sixth St. Main	9 46	
Ellice St. Main	75 25	
Vine and Ann St. Main	165 87	
Mack St. Main	63 06	
		$ 1,337 15
New Water Meters	208 86	
Office Furniture	121 30	
New Concrete Wharf	699 30	
New Coal House	3,982 05	
		$ 5,011 51
		$6,348 66

There is the addition of 1,263 feet of new mains, 53 new services, and 4 new hydrants. The number of water takers has been increased by 80.

Totals:—Miles of mains, 2,990; hydrants, 234; services, 3,274; number of water consumers, 3,640.

Debenture and Interest Account.

Issue No.	1,	Debentures	$2,300,	Interest	$4,257 00
" "	2,	"	2,600,	"	5,022 00
" "	3,	"	800,	"	778 50
" "	4,	"	300,	"	461 25
" "	5,	"	400,	"	520 00
" "	6,	"	150,	"	114 00
			$ 6,500		$11,152 75
					6,550 00
Total amount of debentures and interest paid during year					$17,702 75

Debenture debt, Jan. 1st, 1904		$251,050 00
Paid during the year 1904		6,550 00
Balance		$244,500 00

Summary.

Total Revenue		$ 34,864 12
Working Expenses	$ 14,128 12	
Debentures and Interest	17,702 75	$ 31,830 87
Excess of Revenue over running expenses		$ 3,033 25

Water Service to City, 1904.

To Street Watering supply	$ 1,000 00
City Building supply	200 00
Fire Station supply	100 00
Parks	200 00
Water Troughs	300 00
Fair Grounds	20 00
Flushing Drains	25 00
Cement Walks	10 00
234 Hydrants at $30	7,020 00
Use of Water Works Yard	125 00
	$ 9,000 00
LESS:—	
Taxes, 20 mills on W.W. plant $200,000 ... $4,000	
By Cash	750 4,750 00
BALANCE AND BENEFIT TO THE CITY	$ 4,250 00

General Conclusions.

The Committee desires that the citizens and water consumers should know exactly how the department stands, and so it has suggested the preparation of a condensed report, at the end of the year, showing under classified headings its property and belongings, with the present value of each item, and against the total a summary of the indebtedness of the department on account of debentures and interest.

In December, 1903, and after the large sum of $63,506.93 had been written off, as an accumulated depreciation of several years, the plant, real estate, mains, water tower, wharves, coal house, suction pipe, tools, etc., were valued at $293,682.19. Applying the rule of depreciation for the year as closely and carefully as possible we recommend to be written off the further sum of $3,811.24, which leaves the value of the city's assets in this department at $289,870.95.

The Water Works have been considerably improved during the year. The old coal shed has been replaced with a new and larger building, most substantially erected, with a concrete floor; the wharf has been repaired, and partially reconstructed with concrete; the older buildings, damaged by storm, have been re-roofed; and the pump-house has been re-painted both inside and outside.

Your Committee recommend, for the consideration of next year's committee, that if the Blake pump be sold, as contemplated, the building which it occupies be converted into a stock and supply room, and that the old building now used as a plumbing shop be razed, and this will permit of a grass plot in front of the pumping station and a view from the street of a fine public property.

The department has been favored by having in its service officials who are faithful, painstaking and conscientious, and in whose keeping the public interests are perfectly safe.

All of which is respectfully submitted.

(Signed) R. MEEK, Chairman;
H. ANGROVE,
J. McD. MOWAT,
W. W. SANDS,
R. H. ABBOTT,
R. N. F. McFARLANE

Moved by Ald. Meek, seconded by Ald. Abbott, (8) that the report of the Water Committee be received and adopted.—Carried.

FIRE AND LIGHT.

Ald. Toye presented Report No. 100, from the Committee on Fire and Light, as follows:—

COMMITTEE ROOM,
KINGSTON, December 15th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Committee on Fire and Light beg leave to report and recommend as follows:—

1. That the tender of the Standard Meter Company of Toronto for 32 new gas meters for $270.70 be accepted, theirs being the lowest.

2. That the tender of the Canadian General Electric Company, Toronto, for 400 pounds of double braided waterproof copper wire for services, for $74.12, be accepted, theirs being the lowest.

3. That the wages of the employees in the Electric Light and Gas Department from the 1st January next be as follows:—

Electrical Department.	*Per Week.*	*Days.*
J. Gallivan, 2nd engineer	$14 00	7
J. P. Hanley, 3rd engineer	11 90	7
Geo. Bearance, fireman	10 00	7
F. Nancarrow, fireman	10 00	7
D. Gallivan, fireman	10 00	7
E. Hartrick, lineman	12 00	6
Jas. Reid, lineman	9 00	6
J. McCutcheon, lamptrimmer	10 00	7
J. Cunningham, lamptrimmer	10 00	7
F. Murray, lamp repairer	9 00	6

Gas Department.	*Per Week.*	*Days.*
J. L. Orr, gas maker	$14 93	7
D. S. Stone, gas maker	10 50	6
L. Joyce, gas maker	8 40	6
T. Purdy, laborer	7 50	6
J. Stewart, watchman	8 75	7
Thomas Moore, fitter	12 00	6
Jas. O'Neill, assistant to fitter	9 00	6

Being an increase for J. Gallivan, of $1.23 per week; J. P. Hanley, 55c. per week; Jas. Reid, 60c. per week; J. McCutcheon, $1.00 per week; J. Cunningham, $1.00 per week; D. S. Stone, $1.50 per week.

4. That J. Evans be Chief Engineer at his present salary, $1,200 per annum, that C. C. Folger be appointed Superintendent of Manufacturing at a salary of $1,000 per annum from 1st January, a reduction of $200.00 in his present salary, and that F. Simmons be appointed Superintendent of Distribution at a salary of $1,000 per annum from 1st January, a reduction of $200.00 in his present salary.

5. That the Kingston, Portsmouth & Cataraqui Electric Railway Company be charged 2 cents per K.W. hour for the sweeper and for the motor car when used for other work not already provided for.

Respectfully submitted.

(Signed) R. H. TOYE, Chairman;
J. McDONALD MOWAT,
W. W. SANDS,
R. H. ABBOTT.

Moved by Ald. Toye, seconded by Ald. Mowat, (9) that the report of the Fire and Light Committee be received and adopted.—Carried.

CITY PROPERTY.

Ald. McFarlane presented Report No. 101, from the Committee on City Property and Markets, as follows:—

COMMITTEE ROOM,
KINGSTON, December 15th, 1904.

To the Mayor and Council of the City of Kingston:—

Gentlemen,—The Committee on City Property and Markets beg leave to report and recommend as follows:—

1. That the Chairman of this Committee and the Treasurer be authorized to purchase the necessary fixtures for the lighting of the new offices.

Respectfully submitted.

(Signed) R. N. F. McFARLANE, Chairman;
FRANCIS KING,
JAS. MALLEN,
GEO. SEARS,
FRANK J. HOAG,
WILLIAM G. STRAINGE,
W. W. SANDS.

Moved by Ald. McFarlane, seconded by Ald. Sands, (10) that the report of the Committee on City Property be received and adopted.—Carried.

AGREEMENT WITH J. M. CAMPBELL.

Ald. Behan presented Report No. 102, from the select committee appointed by the Finance Committee to consider and report upon the communication of Mr. J. M. Campbell, as follows:—

COMMITTEE ROOM,
KINGSTON, December 19th, 1904.

To the Mayor and Council:—

Gentlemen,—Your Special Committee appointed to consider and report upon the communication of Mr. John M. Campbell beg leave to report that they have considered said application and recommend that the annexed agreement be entered into between him and the City, and that a by-law be passed ratifying and confirming the same.

All of which is respectfully submitted.

(Signed) J. J. BEHAN, Chairman;
J. McD. MOWAT,
FRANCIS KING.

(See By-Law No. 69.)

Moved by Ald. Behan, seconded by Ald. King, (11) that the agreement between the Corporation of the City of Kingston and J. M. Campbell re transmission of electric power from Kingston Mills, be received and adopted.—Carried on the following division, the Yeas and Nays being asked for by Ald. Meek.

Yeas:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Hoag, King, Mallen, Mowat, Sands, Strainge and Toye.—12.

Nays:—Ald. Couper, Kent, Knapp, McFarlane, Meek, Rigney, Sears.—7.

BY-LAWS.

TO APPOINT AN AUDITOR.

Ald. Behan moved that Council go into Committee of the Whole on the second reading of a by-law to appoint an auditor.—Carried on the following division:—

Yeas:—Ald. Abbott, Bassam, Behan, Couper, Kent, Knapp, Meek, Mowat, Sands, Strainge and Toye.—11.

Nays:—Mayor Bell, Ald. Angrove, Hoag, King, Mallen, McFarlane, Rigney and Sears.—8.

Ald. Behan moved the suspension of the 31st Rule to allow the by-law to be read a third time.—Lost on the same division.

TO CONSTRUCT ARTIFICIAL STONE WALKS.

Ald. Knapp introduced By-Law No. 64, 1904. to authorize the construction of artificial stone sidewalks on Alfred Street, East side, from Union Street 117 feet North; on Alfred Street, East side, from Earl Street 66 feet North; on Bagot Street, East side, from Gore Street 75 feet North; on Brock Street, North side, from University Avenue to Division Street; on Division Street, West side, from Princess Street to Brock Street; on Earl Street, North side, from Alfred Street to Frontenac Street; on Earl Street, South side, from University Avenue 101 feet East; on Earl Street, South side, from University Avenue to Alfred Street, thence 38 feet on Alfred Street; on Earl Street, North side, from University Avenue to Alfred Street; on Frontenac Street, West side, from Union Street to Earl Street; on Frontenac Street, East side, from Earl Street 132 feet North; on Gore Street, North side, from King Street to Wellington Street; on Gore Street, South side, from King Street to Wellington Street; on King Street, North side, from George Street to O'Kill Street; on Montreal Street, East side, from North Street to Bay Street, thence Easterly 270 feet on the North side of Bay Street; on Princess Street, South side, from Division Street to University Avenue; on Stuart Street, South side, from Barrie Street to Uni-

versity Avenue; on Union Street, South side, from Alfred Street to the City limits; on Union Street, South side, from Wellington Street 145 feet East; on Union Street, North side, from University Avenue to Alfred Street; on University Avenue, West side, from Union Street to Stuart Street; on University Avenue, West side, from Earl Street to Union Street; on Lower University, East side, from Stuart Street 440 feet South; on University Avenue, East side, from Earl Street South to connect with an asphalt walk North of Clergy Street; on Wellington Street, East side, from Gore Street to Union Street; on Wellington Street, West side, from Clarence Street to Johnson Street; on Queen Street, North side, from Chapman Street to Division Street; and an asphalt sidewalk on Earl Street, South side, from King Street to Ontario Street, in the City of Kingston, as local improvements under the provisions of the Municipal Act in that behalf.

The by-law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Mowat in the chair; and was adopted on the following division, signed and sealed:—

Yeas:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sears, Strainge and Toye.—18.

Nays:—0.

Ald. Knapp presented By-Law No. 65, 1904, to authorize the construction of artificial stone sidewalks on Clarence Street, South side, from Wellington Street to Bagot Street; on Clergy Street, South side, from Barrie Street to Division Street; on Gore Street, North side, from Bagot Street to Wellington Street; on King Street, East side, from Johnson Street to William Street; on Mack Street, North side, from Alfred Street to Albert Street; and on Montreal Street, East side, from Brock Street Northerly to connect with the artificial stone sidewalk on said street; and an asphalt sidewalk on Barrie Street, West side, from Earl Street to William Street, in the City of Kingston, as local improvements under the provisions of the Municipal Act in that behalf.

The by-law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Strainge in the chair; and was adopted on the following division, signed and sealed:—

Yeas:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sears, Strainge and Toye.—18.

Nays:—0.

TO APPOINT RETURNING OFFICERS, &C.

Ald. Meek presented By-Law No. 66, 1904, as follows:—

BY-LAW NO. 66, 1904.

A By-Law to fix the place in each ward in the City of Kingston where the nomination of candidates for the office of Alderman and for the office of Public School Trustee shall take place, and to appoint Returning Officers to hold the said nominations.

Passed December 19th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. The nomination of candidates for the office of Alderman and for the office of Public School Trustee in and for the several wards in this City at the next ensuing municipal elections shall take place therein respectively at the places hereinafter designated and shall be held by the respective Returning Officers hereinafter named, that is to say:—

(a) Sydenham Ward, at No. 96 William Street, Thomas J. Lovitt, Returning Officer;

(b) Ontario Ward, at Ontario Hall, John E. Johnston, Returning Officer.

(c) St. Lawrence Ward, at No. 352 Princess Street, Thomas J. Healey, Returning Officer;

(d) Cataraqui Ward, at No. 203 Wellington Street, James G. Evans, Returning Officer.

(e) Frontenac Ward, at No. 79 York Street, George Keen, Returning Officer;

(f) Rideau Ward, at No. 490 Princess Street, George A. Payne, Returning Officer.

(g) Victoria Ward, at No. 31 Union Street, West, Alfred Simmons, Returning Officer.

2. This By-Law shall take effect on its passing.

J. H. BELL, *Mayor.*

[L.S.]

L. W. SHANNON, *City Clerk.*

The by law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Knapp in the chair; and was signed and sealed.

TO APPOINT AN AUDITOR.

Moved by Ald. Behan, seconded by Ald. Mowat, (12) that the vote on the suspension of the 31st Rule to allow the by-law to appoint an auditor to be read a third time be reconsidered.—Carried.

Ald. Behan moved the suspension of the 31st Rule, and that the by-law to appoint an auditor be read a third time, signed and sealed. —Carried on the following division :—

Yeas :—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sears, Strainge and Toye.—17.

Nays :—Ald. King.—1.

BY-LAW No. 67, 1904.

A By-Law to Appoint an Auditor.

Passed, December 19th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows :—

1. William Hulbert Miller is hereby appointed Auditor for the City of Kingston, to hold office during the pleasure of the Council.

2. The said Auditor shall be paid for his services at the rate of $700.00 per annum from the 1st day of January, 1905, or such other sum or sums as shall be fixed from time to time by the Council.

3. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.*

[L.S.]

(Signed L. W. SHANNON, *City Clerk.*

TO APPOINT DEPUTY RETURNING OFFICERS, &C.

Ald. Mowat introduced By-Law No. 68, 1904, as follows :—

BY-LAW No. 68, 1904.

A By-Law to appoint Deputy Returning Officers and places for holding the next ensuing municipal elections for the City of Kingston and next ensuing elections for the office of Public School Trustee in the several wards of said City.

Passed, December 19th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows :—

1. The votes of the electors of the City of Kingston at the next ensuing municipal elections and next ensuing elections for the office of Public School Trustee in said City shall be taken at the following places in the said municipality and by the following Deputy Returning Officers, namely :—

Sydenham Ward—Polling Sub-Division No. 1, at No. 42 Wellington Street. Thomas J. Lovitt, Deputy Returning Officer.

Sydenham Ward—Polling Sub-Division No. 2, at No. 84 William Street. H. J. Williamson, Deputy Returning Officer.

Ontario Ward—Polling Sub-Division No. 3, at Ontario Hall, Joseph Salter, Deputy Returning Officer.

Ontario Ward—Polling Sub-Division No. 4, at No. 214 Bagot Street. John Johnston, Deputy Returning Officer.

St. Lawrence Ward—Polling Sub-Division No. 5, at No. 343 King Street, East. Thomas H. Bibby, Deputy Returning Officer.

St. Lawrence Ward—Polling Sub-Division No. 6, at No. 352 Princess Street. Thomas J. Healey, Deputy Returning Officer.

Cataraqui Ward—Polling Sub-Division No. 7, at No. 203 Wellington Street. Francis Tracey, Deputy Returning Officer.

Cataraqui Ward—Polling Sub-Division No. 8, at No. 229 Wellington Street. James H. Brickwood, Deputy Returning Officer.

Cataraqui Ward—Polling Sub-Division No. 9, at No. 43 Lower Bagot Street. James Barry, Deputy Returning Officer.

Cataraqui Ward—Polling Sub-Division No. 10, at No. 16 Dufferin Street. James A. Donaldson, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Division No. 11, at No. 291 Princess Street. William J. Driver, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Division No. 12, at No. 163 Clergy Street. Charles H. Powell, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Division No. 13, at No. 41 Colborne Street. George Parks, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Division No. 14, at No. 58 John Street. Robert W. Allen, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Division No. 15, at No. 21 John Street. Patrick J. Scanlon, Deputy Returning Officer.

Rideau Ward—Polling Sub-Division No. 16, at No. 222 Division Street. William Saunders, Deputy Returning Officer.

Rideau Ward—Polling Sub-Division No. 17, at No. 641 Princess Street. John Hamer, Deputy Returning Officer.

Rideau Ward—Polling Sub-Division No. 18, at No. 346 Brock Street. John Johnston, Deputy Returning Officer.

Rideau Ward—Polling Sub-Division No. 19, at E. W. Mullin's house, No. 97 Division Street. Francis Hamilton, Deputy Returning Officer.

Rideau Ward— Polling Sub-Division No. 20, at No. 352 University Avenue. D. F. Armstrong, Deputy Returning Officer.

Rideau Ward—Polling Sub-Division No. 21, at No. 670 Princess Street. John Burke, Deputy Returning Officer.

Victoria Ward—Polling Sub-Division No. 22, at No. 206 Barrie Street. W. H. Miller Deputy Returning Officer.

Victoria Ward—Polling Sub-Division No. 23, at No. 31 Union Street, West. Thomas Mooney, Deputy Returning Officer.

Victoria Ward—Polling Sub-Division No. 24, at No. 62 O'Kill Street. A. E. Smythe, Deputy Returning Officer.

Victoria Ward—Polling Sub-Division No. 25, at William Irwin's House, King Street, West. Harry C. Bates, Deputy Returning Officer.

2. This By-Law shall take effect on its passing.

J. H. BELL, *Mayor.*

[L.S.]

L. W. SHANNON, *City Clerk.*

The by-law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. King in the chair; and was signed and sealed.

TO CONFIRM AN AGREEMENT WITH J. M. CAMPBELL.

Ald. Behan introduced By-Law No. 69, 1904, as follows:—

BY-LAW No. 69, 1904.

A By-Law to ratify and confirm a certain agreement with Mr. John Murdoch Campbell.

Passed, December 19th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows—

1. The agreement hereto annexed and forming the schedule to this by-law is hereby ratified and confirmed.

2. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, Mayor.

[L.S.]

(Signed) L. W. SHANNON, City Clerk.

SCHEDULE.

THIS AGREEMENT made in triplicate this 19th day of December, A.D., 1904.

BETWEEN—

The Corporation of the City of Kingston, hereinafter called the Corporation.

OF THE FIRST PART

—and—

John Murdoch Campbell, of the City of Kingston, in the County of Frontenac, Electrical Engineer, hereinafter called the Applicant,

OF THE SECOND PART.

WITNESSETH—

WHEREAS the said Applicant hath represented that he is about to develop the water power at Kingston Mills and convert the same into electric energy for use as power;

AND WHEREAS the said Applicant hath applied to the Corporation for permission to erect poles and wires in and along certain streets of said City for the transmission of electric energy so developed over and along the same to certain premises in said City and for certain purposes;

AND WHEREAS it is expedient to grant permission to said Applicant, but subject as herein provided.

NOW THIS AGREEMENT WITNESSETH:

1. The Corporation hereby grants permission to said Applicant to erect and maintain a single line of poles and to string wires upon the same for the transmission of electric energy in and along the following streets:—

Southerly along Montreal Street form the northern City limits to a point in line with Barrack Street produced westerly, thence along said line and along Barrack Street to King Street, thence along King Street to Queen Street, thence along Queen Street to Ontario Street, thnce to the site of the present mill building of the applicant with the right to transfer the terminus of the line to the proposed new mill on Ontario Street when completed; and to transmit electric energy developed at said Kingston Mills over and along the same but subject as herein provided.

2. The poles and wires so erected shall be erected and maintained and if necessary moved by the Applicant so as to comply at all times with the by-laws of said Corporation governing the erection and maintenance of poles and wires on the public streets and places within the said City for the transmission of electricity.

3. The said Applicant shall, within two years from the execution of this agreement, develop power at the said Falls and transmit electric current to the City of Kingston, and if he fails to do so, all the rights conferred on him by this agreement shall be forfeited and void.

4. The electric energy so developed and transmitted shall be used and employed by the said Applicant solely in and about the milling and manufacturing business of the said Applicant upon his premises situated on Ontario Street, between Brock and Queen Streets, in said City.

5. In case the Applicant, after beginning to transmit current to the City of Kingston pursuant to this agreement, shall cease or fail for twelve months continuously to transmit electric current to the City pursuant to the terms of this agreement, or to observe and perform any of the other covenants, stipulations and conditions herein on his part contained, all the rights conferred upon the Applicant by this agreement shall be forfeited and void, and the Corporation may forthwith remove the Applicant's power transmission line from the City streets at the Applicant's expense.

6. The Applicant shall be liable for all damages arising from the construction and maintenance of any power transmission line that he may be authorized to erect under this agreement and shall indemnify and save harmless the City from all actions and claims for damages in respect of injuries arising or alleged to arise by reason of the construction and maintenance of said transmission line and the transmission of electric current over and along the same, whether such actions and claims are brought and made in respect of persons or property or existing rights upon the streets of said City.

7. The permission hereby granted and all rights hereby conferred may be assigned and transferred by the Applicant to any Company incorporated for the purpose of carrying on a milling and manufacturing business in said City on the premises hereinbefore mentioned, but shall not be otherwise assigned or transferred, and in case of such assignment or transfer such assignee or transferee shall possess all the rights and be subject to all liabilities and obligations of the Applicant which by this agreement are possessed by and imposed upon the Applicant in the same manner and to the same extent as if such assignee or transferee were a party to this agreement and had executed the same; it being understood that such assignee or transferee shall be restricted in his use of the electric energy so developed and transmittd to the purpose and premises mentioned in Clause 4.

8. It is further covenanted and agreed that neither the Applicant nor any assignee or transferee shall, in any event, carry or distribute, or permit to be carried or distributed, any light, heat or power beyond the limits of the premises referred to in said Clause 4.

IN WITNESS WHEREOF the said Corporation hath hereto affixed its seal and the signature of its Mayor, and the said Applicant hath hereto set his hand and seal the day and year first above written.

Signed, sealed and delivered, in the presence of,

The by-law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Knapp in the chair; and was signed and sealed.

TO RAISE $150,000 FOR EXTENSIONS TO THE LIGHT PLANT.

Ald. Toye introduced a by-law to authorize the issue of debentures of the Corporation of the City of Kingston to the amount of $150,000, for the purposes therein named.

The by-law was read a first time, as follows:—

BY-LAW No.

A By-Law to authorize the issue of debentures of the Corporation of the City of Kingston to the amount of $150,000, for the purposes therein mentioned.

Passed,

WHEREAS it is expedient to make certain additions, extensions, and improvements to the gas plant and electric light plant of the City of Kingston;

AND WHEREAS the estimated cost of such proposed additions, extensions and improvements is $150,000, and it is expedient to issue the debentures of the Corporation of the City of Kingston to raise the money to meet the same;

AND WHEREAS it is necessary to pass this By-Law to authorize the issue of the said debentures;

AND WHEREAS the amount of the debt to be created by this By-Law is $150,000;

AND WHEREAS the total amount required to be raised annually during the currency of said debt by special rate on the rateable property liable thereto for paying the said debt and interest as hereinafter provided is $8,670.00;

AND WHEREAS the amount of the whole rateable property of the said Municipality, according to the last revised assessment roll, being for the year 1905, is $7,885,885;

AND WHEREAS the amount of the existing debenture debt of the said Municipality, exclusive of the local improvement debts, secured by special acts, rates or assessments, is $1,018,539.94, and no part of the same or of the interest thereon is in arrear;

BE IT THEREFORE ENACTED by the Council of the Corporation of the City of Kingston as follows:—

1. It shall be lawful for the Mayor of the said Corporation for the purposes aforesaid to raise by way of loan upon the credit of the debentures hereinafter mentioned from any person or persons, body or bodies corporate, who may be willing to advance the same upon the credit of said debentures, a sum of money, not exceeding in the whole the said sum of $150,000, and to cause the same to be paid into the hands of the Treasurer of the said Corporation for the purposes aforesaid.

2. It shall be lawful for the Mayor of the said City for the purposes of said loan to cause any number of debentures to be made for such sums of not less than $100 each as may be required and which said debentures shall be sealed with the seal of the Municipality and signed by the Mayor and countersigned by the Trasurer thereof and together shall not exceed the said sum of $150,000.

3. The said debt of $150,000 shall be payable in annual instalments within thirty years from the first day of July, 1905, at the office of the City Treasurer in said City and the said debentures shall have attached to them coupons for the payment of the interest thereon half yearly as hereinafter provided, which coupons shall be signed by the said Treasurer, and said instalments shall be of such amounts that the aggregate amount payable for principal and interest in any year shall be equal as nearly as may be to what is payable for principal and interest during each of the other years of said period and the said debentures shall be issued accordingly.

4. The said debentures shall be dated on the First day of July, 1905, and shall bear interest at the rate of four per cent. per annum from the date thereof, which interest shall be payable half yearly on the First day of January and July in each year at the office of the said City Treasurer in the City of Kingston.

5. For the payment of the said debt and the interest to become due thereon, an annual sum of $8,670.00 shall be raised in each year of the said period of thirty years by a special rate upon all the rateable property in said Municipality.

6. This By-Law shall come in force and take effect on its passing.

7. The votes of the duly qualified electors of the said Municipality shall be taken upon this By-Law on the 3rd day of February, 1905, commencing at the hour of nine o'clock in the forenoon and closing at the hour of five o'clock in the afternoon of the same day at the following places in the said Municipality by the following Deputy Returning Officers, namely:—

Sydenham Ward—Polling Sub-Divisions Nos. 1 and 2, at No. 52 Wellington Street. Thomas J. Lovitt, Deputy Returning Officer.

Ontario Ward—Polling Sub-Divisions Nos. 3 and 4, at Ontario Hall. John E. Johnston, Deputy Returning Officer.

St. Lawrence Ward—Polling Sub-Divisions Nos. 5 and 6, at No. 343 King Street. Thomas H. Bibby, Deputy Returning Officer.

Cataraqui Ward—Polling Sub-Divisions Nos. 7, 8, 9 and 10, at No. 203 Wellington Street. James G. Evans, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Divisions Nos. 11, 12 and 13, at No. 291 Princess Street. William J. Driver, Deputy Returning Officer.

Frontenac Ward—Polling Sub-Divisions Nos. 14 and 15, at No. 58 John Street. Robert W. Allen, Deputy Returning Officer.

Rideau Ward—Polling Sub-Divisions Nos. 16 and 17, at No. 641 Princess Street. John Hamer, Deputy Returning Officer.

Rideau Ward—Polling Sub-Divisions Nos. 18 and 19, at E. W. Mullin's house, No. 97 Division Street. Francis Hamilton, Deputy Returning Officer.

Rideau Ward—Polling Sub-Divisions Nos. 20 and 21, at No. 352 University Avenue. D. F. Armstrong, Deputy Returning Officer.

Victoria Ward—Polling Sub-Divisions Nos. 22 and 23, at No. 31 Union Street West. Albert E. Smythe, Deputy Returning Officer.

Victoria Ward—Polling Sub-Divisions Nos. 24 and 25, at No. 62 O'Kill Street. Alfred Simmons, Deputy Returning Officer.

8. On the 31st day of January, 1905, at the hour of eleven o'clock in the forenoon, the Mayor of the said City shall attend at the office of the City Clerk in said City, for the purpose of appointing and shall appoint in writing signed by him, two persons to attend at the final summing up of the votes given for and against this By-Law, and one person to attend at each polling place on behalf of the persons interested in and desirous of promoting the passing of this By-Law, and a like number on behalf of the persons interested in and desirous of opposing the passing of this By-Law; which place, day and hour are hereby fixed for said purpose.

9. On the 6th day of February, 1905, at the hour of twelve o'clock noon, at his office in the City of Kingston, the Clerk of the said Municipality shall attend and sum up the number of votes given for and against the By-Law.

BELL TELEPHONE AGREEMENT

Ald. Meek introduced By-Law No. 70, 1904, as follows:—

BY-LAW No. 70, 1904.

A By-Law to ratify and confirm a certain agreement with the Bell Telephone Company of Canada, Limited.

Passed, December 19th, 1904.

Be it enacted by the Council of the Corporation of the City of Kingston as follows:—

1. The agreement hereto annexed and forming a schedule to this by-law is hereby ratified and confirmed.

2. This by-law shall come in force and take effect on its passing.

(Signed) J. H. BELL, *Mayor.*

[L.S.]

(Signed) L. W. SHANNON, *City Clerk.*

SCHEDULE.

THIS INDENTURE made in duplicate this 19th day of December, Nineteen hundred and four,

BETWEEN—

THE BELL TELEPHONE COMPANY OF CANADA, LIMITED, hereinafter called the "Company,"

PARTY OF THE FIRST PART,

AND—

THE CORPORATION OF THE CITY OF KINGSTON, hereinafter called the "City,"

PARTY OF THE SECOND PART,

WHEREAS by the Consolidated Municipal Act, 1903, Section 331, it is amongst other things provided:—

"The Council of every City, Town and Incorporated Village may pass By-Laws granting from time to time to any telephone company, upon such terms and conditions as may be thought expedient, the exclusive right within the Municipality, for a period not exceeding five years at any one time, to use streets and lanes in the Municipality for the purpose of placing in, upon, over, or under the same, poles, ducts and wires for the purpose of carrying on a telephone business, and may on behalf of the Municipal Corporation, enter into agreements with any such company not to give to any other company or person for such period any license or permission to use such streets or lanes for any such purpose, but no such By-Law shall be passed, nor shall any such agreement be entered into without the assent of two-thirds of the Members of the Council of the Municipality being present and voting therefor."

AND WHEREAS the Company has made certain offers of compensation for the privileges hereinafter more particularly mentioned, and which offers have been accepted by the City:—

NOW THIS INDENTURE WITNESSETH:—

THE CITY AGREES THAT:—

1. It will not during the period of five years from the first day of July, Nineteen hundred and four, give to any person, firm or company other than the Bell Telephone Company of Canada, Limited, any license or permission to use any of the streets or public lanes of

the City for the purpose of placing in, upon, over or under the same, any poles, ducts or wires, for the purpose of carrying on any telephone business.

2. It will permit the Company to erect under the supervision of the City Engineer, poles of as much greater height than forty feet above the street as may be necessary in place of the Company's present smaller poles, and also to erect under the same supervision at other points in the City, similar higher poles wherever the erection of such higher poles is necessary for the purposes of the Company, and will also permit the Company under the supervision of the City Engineer to place such ducts and wires underground as may be necessary, and erect such additional small poles on the less prominent streets of the City, and also in the public lanes of the City, where it is found advisable, and will not interfere with the public right of travel on, or use of the same.

THE COMPANY AGREES that during the term of this agreement,—

3. Before commencing any of the work of laying and constructing said conduits or ducts and manholes through and under the streets of the City, the Company shall file with the City Engineer of said City, plans and specifications showing in detail as required by the City Engineer the work proposed to be done by the Company, and the Engineer shall without delay inform the Company of his approval of or objection to the plans.

4. All the work in and about the laying and construction of said underground conduits, ducts and manholes, including the excavation and refilling of the street, and restoration of the street surface shall be done at the sole cost and expense of the Company.

5. All the work in and about the laying and construction of the said underground conduits and ducts and manholes, shall be done in such a way as not to interfere with any of the city drains or sewers, or any gas or water main or pipe, or any work, erection or structure lawfully in, on or under said street, and in case such drains, sewers, gas or water main or pipe or work, structure or erection is disturbed by the work of laying and constructing said underground conduits or ducts and manholes, the thing so disturbed shall be forthwith restored by the Company as directed by the City Engineer of said City, or by the Engineer of the owner of such thing so disturbed, and the Company shall pay all loss and damage resulting from such disturbance.

6. No more than one thousand feet of street shall be opened at one time, except on the written permission of the City Engineer first obtained in writing, and after a street has been opened, the work of laying and constructing said underground conduits or ducts and manholes and making up and restoring the street surface, shall be carried on and completed with all reasonable despatch.

7. Where the Company has opened a street under permission granted by this agreement, it shall in all cases when such underground work has been completed, make up and restore the street surface to the satisfaction of the City Engineer, and in case the Company fails to do so after three days' notice by the City Engineer to the Company the City may make up and restore the street as nearly as possible to the condition in which it was, before the Company commenced work, and the City may recover from the Company, the cost incurred by the City in so making up and restoring the street.

8. The Company shall observe the provisions of the existing By-Laws of said City, while acting under the permission hereby granted.

9. The Company shall be liable for all damages arising out of the construction, maintenance and operation of said conduits or ducts and manholes, and shall save and keep harmless and indemnified, the City from all actions, suits, claims, damages and demands which may arise or be brought or recovered against the City by reason of anything done by the Company under the permission granted by this agreement, or in consequence of the construction, maintenance or operation of said conduits or ducts and manholes.

10. It will pay to the City the sum of Seven hundred dollars per annum from the first day of July, Nineteen hundred and four, in equal quarterly payments of One hundred and seventy-five dollars each, the first of such payments to be made on the 31st day of December, Nineteen hundred and four, and thereafter on the first day of January, April, July and October.

11. It will furnish to the City, local telephone service on the business of the City (by means of long distance wall style telephone sets to the maximum number of ten, located within the Corporate limits of Kingston) with its Kingston exchange subscribers, at a rental of twenty dollars per annum per set, all sets in excess of the ten referred to above to be paid for at the Telephone Company's regular rate.

12. It will furnish the City free of charge, as called for by the City, the use of two pins on a crossarm on any pole now erected, or which may hereafter be erected or replaced for two wires for fire alarm purposes.

13. It will provide an efficient telephone service in the City of Kingston and use the most modern appliances, and that it will not from the date of execution of this agreement, increase its present rates charged to subscribers in the City of Kingston having Blake equipment; nor charge a rental of more than twenty-five dollars per annum for local service on an individual circuit, for long-distance

wall type telephone sets used in private dwelling houses and for no other purposes, and situated within the Corporate limits of the City of Kingston; or on a party line, with two parties thereon (wherever two parties can be obtained therefor in the same locality) not more than eighteen dollars per annum each for long-distance wall telephone sets; nor more than thirty dollars per annum for local service for long-distance wall telephone instruments on an individual circuit used in offices or places used for business purposes, and situated within the Corporate limits of the City of Kingston.

14. In erecting and moving its poles, it will not cut down or mutilate any trees, without first obtaining the consent of the owner thereof.

15. It will, besides erecting the said poles under the supervision of the City Engineer, erect them in accordance with the provisions of the Company's Act of Incorporation, and also in accordance with the provisions of the Consolidated By-Laws of the City of Kingston, respecting telephone and telegraph poles and wires, and the said poles shall be in accordance with the provisions of the said Act and said provisions of said By-Laws, and shall be painted in acordance with the said provisions, both the poles now erected and to be erected, and the poles replacing other poles, provided always that the said poles may be erected higher than forty feet above the surface of the street as aforesaid.

16. If an electric System is adopted for any Railway or Railways running through the streets of the City, the Company shall have no cla'm against the City for damages on account of interference with the working of the telephone by reason of induction.

17. It will commence at once the erection of a new building in the City of Kingston, to be used as a telephone exchange.

18. It is agreed by and between the parties that if at the expiration of the said period of five years this agreement is not renewed or a new agreement entered into by the parties, that then the relation between them and their respective rights and obligations shall from henceforth be as if this agreement had never been entered into by them.

IN WITNESS WHEREOF the parties have hereunto set their common seals and the hand of the President of the Company and the hand of the Mayor of the City.

Signed, sealed and delivered, in the presence of,

Signed, sealed and delivered, in the presence of,

The by-law was read a first time, and, the 31st Rule being suspended, a second and third time, the second being in Committee of the Whole, Ald. Toye in the chair; and was signed and sealed, being adopted on the following division:—

Yeas:—Mayor Bell, Ald. Abbott, Angrove, Bassam, Behan, Couper, Hoag, Kent, King, Knapp, Mallen, McFarlane, Meek, Mowat, Rigney, Sears, Strainge and Toye.—18.

Nays:—0.

MOTIONS.

TO PAY SALARIES.

Moved by Ald. Mowat, seconded by Ald. Kent, (13) that the salaries of the officials for the balance of the year be paid on or before December 24th,—Carried.

TAXES ON THE SAILORS' MISSION.

Moved by Ald. Mowat, seconded by Ald. Kent, (14) that Paragraph numbered 2 of the report of the Finance Committee, as passed on December 5th inst., be rescinded, and that the taxes for 1904 on the property known as the Sailors' Mission be remitted.—Carried.

REPORTERS' GRANTS.

Moved by Ald. Meek, seconded by Ald. Toye, (15) that the reporters of the *Whig* and *News and Times* be granted the amounts stated in the Budget for services rendered to the Council during 1904.—Carried.

INFANTS' HOME LOCAL IMPROVEMENT TAX.

Moved by Ald. Bassam, seconded by Ald. King, (16) that the local improvement rate for asphalt walk charged to the Infants' Home for 1904 be struck off. Carried.

MAYOR'S ADDRESS.

The Mayor then addressed the Council on the work of the year, and the Council of 1904 adjourned at 12.40 a.m.

City Clerk.

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